

AGENDA
CUMBERLAND TOWN COUNCIL MEETING
Town Council Chambers, 290 Tuttle Road
Monday, December 11, 2006

7:00 p.m. – CALL TO ORDER

I. APPROVAL OF MINUTES

November 27, 2006

II. MANAGER'S REPORT

- Fire at 321 Blanchard Road Ext. – Pictures
- Skillin Road paving completed
- Bids for waterline work – December 21, 2006
- Comprehensive Plan Survey – January 2, 2007

III. PUBLIC DISCUSSION

IV. LEGISLATION AND POLICY

- 06 – 190.** Receive a Contract Zone request from David Swan for property located at 317 Main Street and consider referring such request to the Planning Board for review and recommendation.
- 06 – 193.** Public hearing to consider and act on a Liquor License, Mobile Vending Cart License and Special Amusement Permit application for Val Halla Golf Course for the period January 31, 2007 through January 31, 2008.
- 06 – 194.** Consider and act on request for abatement of 2005 property taxes for Andrew Todd, Map I03, Lot 84.
- 06 – 195.** Set public hearing date of December 18, 2006 to consider and act on Municipal Warrant to Prosecute Unlicensed Dog Owners.
- 06 – 196.** Set public hearing date of December 18, 2006 to consider and act on Greely High School Swimming Pool License renewal for 2007 calendar year.
- 06 – 197.** Public hearing to consider sending a request to MDOT to lower speed limit on Skillin Road.
- 06 – 198.** Set public hearing date of December 18, 2006 to accept Rose Drive (Orchard Road Subdivision) as a town road.
- 06 – 199.** Set public hearing date of December 18, 2006 to consider and act on a consent decree for property located off North Road, Map I05, Lot 8B re: Shoreland Zoning Violations.

V. NEW BUSINESS

VI. ADJOURNMENT

REBROADCAST SCHEDULE ON REVERSE

December 11, 2006
Town Council Meeting
CHANNEL 2
REBROADCAST SCHEDULE

- Tuesday, December 12 : 1:00 pm
- Wednesday, December 13 : 10:00 am
- Thursday, December 14 : 4:00 pm
- Friday, December 15: 7:00 pm
- Saturday, December 16: 10:00 am
- Sunday, December 17: 4:00 pm

For further programming information and rebroadcast schedules contact *Mike Crosby* at 829-2205 or mcrosby@cumberlandmaine.com
ALSO VISIT: www.cumberlandmaine.com for a complete
Channel 2 broadcast schedule

COUNCIL MEMBERS

Stephen Moriarty, Chair	829-5095	smoriarty@nhdlaw.com	Donna Damon	846-5140	publicservant@aol.com
Shirley Storey-King	829-5006	Shirley_Storey-King@msad51.org	Ronald Copp, Jr.	829-4191	coppredcamp@aol.com
George Turner	781-3063	gturner1@maine.rr.com	Jeffrey Porter	829-4129	mesit5@maine.rr.com
William Stiles	829-6679	wstiles@maine.rr.com			

Town of Cumberland

Town Council Meeting Notice

December 11, 2006

The Cumberland Town Council will hold its regular meeting on Monday, December 11, 2006 at 7:00 p.m. at the Cumberland Town Hall in the Council Chambers to consider and act on the following items: Receive and forward a request from David Swan for property located at 317 Main Street to the Planning Board for review and recommendation; Liquor License, Mobile Vending Cart License and Special Amusement Permit application for Val Halla Golf Course for the period January 31, 2007 through January 31, 2008; abatement of 2005 property taxes for Andrew Todd, Map I03, Lot 84; send a request to MDOT to lower speed limit on Skillin Road. The Council will set a public hearing date of December 18, 2006 for the following: Municipal Warrant to Prosecute Unlicensed Dog Owners and Greely High School Swimming Pool License renewal for 2007 calendar year. An opportunity for public comment will be provided. Additional items may also be considered. A complete agenda can be found on the town's website: www.cumberlandmaine.com.

MOTIONS

6-0

- 06 - 190. I move to refer a Contract Zone request from David Swan for property located at 317 Main Street to the Planning Board for review and recommendation. 5-1 (JP)
- 06 - 193. I move to approve the Liquor License, Mobile Vending Cart License and Special Amusement Permit renewals for Val Halla Golf Course for the period January 31, 2007 through January 31, 2008. RC/BS 5-1 (PD)
- 06 - 194. I move to approve an abatement of the 2005 property taxes for Andrew Todd, Map I03, Lot 84 in the amount of \$111.93. BS/RC 6-0 unar
- 06 - 195. I move to set a public hearing date of December 18, 2006 to consider and act on the Municipal Warrant to Prosecute Unlicensed Dog Owners. WS/JP 6-0
- 06 - 196. I move to set a public hearing date of December 18, 2006 to consider and act on the Greely High School Swimming Pool License renewal for 2007 calendar year. RC/SK 6-0
- 06 - 197. I move to send a request to MDOT to lower the speed limit on Skillin Road.
- 06 - 198. I move to set a public hearing date of December 18, 2006 to accept Rose Drive (Orchard Road Subdivision) as a town road. 4-2 JP/SK (WS#RC)
- 06 - 199. I move to set a public hearing date of December 18, 2006 to consider and act on a consent decree for property located off North Road, Map I05, Lot 8B re: Shoreland Zoning Violations.

WS/SK
6-0 unar

make
RC Skillin Rd
"no passing"
from Rte 100
to Birchard
and leave speed
as-is

WS - 6-0

RC
adg SK
10:04pm

MINUTES
CUMBERLAND TOWN COUNCIL MEETING
Town Council Chambers, 290 Tuttle Road
Monday, November 27, 2006
7:00 p.m. – CALL TO ORDER

Present: Chairman Moriarty, Councilors Copp, Damon, Storey-King, Turner, Stiles and Porter.

I. APPROVAL OF MINUTES

November 13, 2006

Motion by Councilor Stiles to approve the minutes as amended; seconded by Councilor Storey-King.

VOTE: UNANIMOUS PASSAGE 7-0

November 20, 2006

Motion by Councilor Stiles to approve the minutes as presented; seconded by Councilor Turner.

VOTE: UNANIMOUS PASSAGE 7-0

II. MANAGER'S REPORT

- Report re: meeting with MDOT Traffic Engineer re: Route 100. MDOT again rejected signalization at this intersection, stating the intersection still does not meet required warrants. "We're no further ahead than we've been for many years, but we'll continue to try" added the Manager. Chairman Moriarty requested traffic data from the Falmouth Mountain Road light.
- Snowmobile use at Val Halla is limited to defined trail system. Letters will be mailed to all residents with a registered snowmobile "asking for your help" in identifying "renegade snowmobilers" who have caused damage and safety concerns.
- Intersection of Blanchard and Orchard Road. A second striping will occur at Orchard Road tomorrow with permanent paving and striping next year.
- Update on delay of MDOT Funding for the completion of Skillins and Blanchard Road water line project – there is a delay to road work, not waterline work. MDOT has announced that money will not be available until 11/07; could delay the water line extensions to spring of '08. We may break the project into two rather than one and go forward with the water line phase, extending the duration of the construction season. Mr. Timmons has notified the Manager that the Farmers Club has reopened discussions regarding obtaining land on the fairgrounds.
- A Skillins Road neighborhood meeting is scheduled November 29th to discuss concerns raised regarding speeding.
- Councilor Stiles noted that Winn Road will be closed tomorrow from 9:00 am. to Noon and traffic will be rerouted during that time.

PUBLIC DISCUSSION

None

III. LEGISLATION AND POLICY

06 – 156. Public hearing to consider and act on a Five Year extension of the Cable TV Franchise Agreement with Time Warner Cable.

Town Manager Shane explained the cable tv agreement expired nearly two years ago, and the current contract has continued since that time. A new provision within the agreement extension is the addition of new camera equipment for use by Greely High School. The contract language has been approved by the town attorney. North Yarmouth has also approved the contract.

Councilor Turner noted that the package offered by Time Warner does not accommodate the use of a separate fax machine through the digital phone package. He inquired whether the town received information regarding when this capability will be made available. The Manager had not but committed to seek further information. Chairman Moriarty referred to a section of page 16 which referred to televising the Board of Selectmen meetings in North Yarmouth. The Manager explained that North Yarmouth presently has the capability to televise but has chosen not to do so as of this time. The new SAD 51 equipment will allow broadcasts from the school. It will not be a live or direct feed but tapings will be available for rebroadcast. The Town of North Yarmouth could go live at any time should they so choose. No comments received during public hearing.

Motion by Councilor Porter; seconded by Councilor Copp, to approve a five year extension to the Cable TV Franchise Agreement between the Town of Cumberland and Time Warner Cable.

VOTE: UNANIMOUS PASSAGE 7-0

06 – 185. Public hearing to consider and act on the Auto Graveyard/Junkyard Permit for Greenlaw Salvage, 1 Longwoods Road.

The Town Manager addressed the responsibility of Mr. Greenlaw to provide the town with information proving the viability of the business. Mr. Greenlaw provided him with “evidence...as required by MDOT laws.” The business has operated since 1953 and Mr. Greenlaw is aware of the changes made to the law in 2005. He does not accept plastics or special wastes such as computers. Fluid disposals are taken care through a New Gloucester entity. Materials are divided into categories and hauled into Portland for salvage. Mr. Greenlaw works on the property Monday through Friday and stated his plans over the next ten, plus or minus years, are to return the site to a residential use. The Manager recommended approval of the license.

Chairman Moriarty questioned the duration of the license. An approval this evening is retroactive for the license year October 2006 to October 2007. Councilor Porter believes that “contrary to the application...junk is visible from the street. The ten foot fence has a number of holes in it. You can look right into the property and see junk everywhere. The property has to be properly buffered.” The Manager noted that the council can require proper screening at any time. Councilor Copp referred to vehicles owned by Mr. Greenlaw and periodically parked at the end of Harris Road making it difficult for the school bus to turn around. Mr. Greenlaw responded affirmatively stating that he “misjudged” the timing of the bus on occasion. The vehicles were “licensed, registered vehicles. We keep them out of the road...and make sure” the area is clean “because I know the problems they have turning buses around. I try to help them out in any way possible that I can.”

In order to address the screening concerns raised by Councilor Porter, Councilor Stiles moved to approve the renewal of the auto graveyard/junkyard permit for Greenlaw Salvage, 1 Longwoods Road, with the condition that within 60 days the screening (along Longwoods Road) be rectified.

Chairman Moriarty recommended the Manager instruct the Code Enforcement Officer to inspect the screening and report his findings within two weeks as to whether there is compliance with the buffering. At that time, Councilor Damon withdrew her second, and Councilor Stiles restated his motion.

Motion by Councilor Stiles to approve the renewal of an Auto Graveyard/Junkyard Permit for Greenlaw Salvage, 1 Longwoods Road, for the period October 2006 to October 2007; seconded by Councilor Turner.

In response to the motion, Councilor Porter instead proposed the council grant a temporary or time limited license with the condition that screening be improved "so he can go forward. We've had this discussion each and every year and nothing has occurred. Why renew if we're not gonna get the desired effect? Withhold the permit" until the buffering is appropriate. The Manager noted that the license can be revoked at any time if there is an issue. Councilor Storey-King asked about the buffering on the Harris Road side and the Manager explained the fence is a very tall fence on the Harris Road side. Mr. Greenlaw responded generally his willingness to comply. "If there's a problem, I'll fix it; I'll put more up."

Councilor Turner felt the council should vote and revoke later "if there really is a problem." The Manager and Code Enforcement Officer will visit the site within the week and report back "by the end of the week with an action plan."

VOTE: *Councilor Copp* PASSAGE 5-2 (~~Chairman Moriarty~~ and Councilor Porter opposed)

06 – 188. Public Hearing to consider and act on a five year equipment Lease Purchase for Val Halla Golf Course.

The Town Manager explained the need to upgrade equipment at Val Halla in order to properly maintain the course. "We've had a banner year," but greens and fairway mowers are needed. The purchase will be charged to the Val Halla budget, effective July 1, 2008. A consultant has been retained to work with the town to secure the necessary equipment. Councilor Stiles shared his support of the request as council liaison to Val Halla.

Councilor Damon made clear that the funding vehicle is the Val Halla CIP, and not the town CIP. She questioned how this purchase will affect the "overall solvency of Val Halla?" The Manager explained that Val Halla is approximately \$120,000 ahead of last year's revenues. "We had over \$5,000 (donated) from the members that went to course improvements. We increased from 200 to 500 members last year. We just need to maintain it and this will help to keep those revenues coming in. There's a lot of positive momentum there and we want to keep it going." Councilor Stiles announced the availability of Sunday brunches from 8:00 am to 1:00 pm. Councilor Porter also clarified the funding mechanism, stating "No tax dollars are going for this purchase. This is membership use money that is paying for this. So it makes it a lot easier to be supportive of this."

Motion by Councilor Stiles; seconded by Councilor Turner; to authorize a five-year lease purchase, up to \$158,000 out of the Val Halla CIP.

VOTE: UNANIMOUS PASSAGE 7-0

- 06 – 189. Set a public hearing date of December 11, 2006 to consider and act on a Liquor License, Mobile Vending Cart License and Special Amusement Permit for Val Halla Golf Course for the period January 31, 2007 through January 31, 2008.**

Motion by Councilor Stiles; seconded by Councilor Copp, to set a public hearing date of December 11, 2006 to consider and act on the Liquor License, Mobile Vending Cart License and Special Amusement Permit for Val Halla Golf Course.

VOTE: UNANIMOUS PASSAGE 7-0

- 06 – 190. Receive and forward a request from David Swan for property located at 317 Main Street to the Planning Board for review and recommendation. TABLED TO 12/11**

A letter was sent today to Main Street abutters and all individuals on the senior housing waiting list.

Motion by Councilor Turner; seconded by Councilor Stiles, to table this item to December 11, 2006.

VOTE: UNANIMOUS PASSAGE 7-0

- 06 – 191. Approve the initial appointment of Finance Director Alex Kimball and IT/Communications Director Michael Crosby.**

The Manager explained that Article IV, Section IV, of the Town Charter requires the initial appointment of department heads to receive Town Council approval. The IT/Communications Director position was addressed during the budget process and Alex Kimball was hired to replace retiring Finance Director Melody Main.

Motion by Councilor Porter; seconded by Councilor Storey-King, to approve the Town Manager's appointment of Finance Director Alex Kimball and IT/Communications Director Michael Crosby.

VOTE: UNANIMOUS PASSAGE 7-0

- 06 – 192. Set date to consider and act on request for abatement of 2005 property taxes for Andrew Todd, Map I03, Lot 84.**

The Manager described this as an "administrative matter referred to you by the Assessor." The existence of this property has been in question for several years and the Assessor has recently issued a formal determination that this lot does not exist, based upon information he received from a survey and the applicant's attorney. "The lot doesn't exist." Councilor Damon stated "People get really frustrated...there's really no criteria for what you have to do to prove that you don't own something. She expressed her belief that all prior assessments should be abated, rather than just the 2005 taxes. "To only give back somebody one year...that doesn't seem fair. It's another example of the maps being inaccurate. I'd like a little more information about this because it just doesn't seem fair." The Manager explained that until a survey map was provided to the Assessor, the lot remained on the assessing rolls. Councilor Damon referred to another situation she's attempted to address since 1983. "It's onerous on the owner." The Manager responded that he couldn't "generalize on the rest of the issues but this one I think has been rectified...and it was stopped prior to going to foreclosure." He explained another surveyor contended for several years that this property did exist. Until another survey was provided the Assessor, which showed the property, did not exist, the lot remained on the tax records. "Now it has been corrected."

Councilor Storey-King requested responses to Councilor Damon's questions. "I'd like to know why he (the Assessor) wasn't able to find any information." The Manager responded "The burden" for information is on the applicant "not of the Assessor. If they can't provide the information, then we just act on what we have on our records. You as the homeowner have the responsibility to prove or disprove that you own or don't own property that's on our records." Councilor Stiles believes this scenario not unusual; "This happens all the time." Councilor Turner added "All surveyors are not created equal, either."

Motion by Councilor Copp; seconded by Councilor Stiles, to set a public hearing date of December 11, 2006 to act on an abatement of 2005 property taxes assessed against Andrew Todd, for property located on Grange Road, Chebeague Island, Map I03, Lot 84.

VOTE: UNANIMOUS PASSAGE 7-0

IV. NEW BUSINESS

Councilor Copp – West Cumberland, Route 100, coffee shop will be open tomorrow; today's trial run went well.

Councilor Damon – thanked Chairman Moriarty; humbled by the dedication in the Town Report. "I truly do care about the town of Cumberland."

Councilor Storey-King – encouraged Councilor Copp to give extra coffee breaks to coffee shop employees so we can increase pedestrian activity across the intersection; congratulated Donna. Questioned the validity of information she heard re: the Cumberland Center Christmas tree being renamed the "holiday tree."

Councilor Turner – the steps at the Town landing "are looking beautiful" and encouraged others to look at them; it's a wonderful improvement for access to the water; thanked the Manager for "being so quick on the uptake." Manager stated the rope will be removed in the next few days; should be opened permanently on Thursday. Councilor Turner requested a rough cost for material. "Less than \$2,500 in material." Made of steel channel iron; aluminum stairs; welding done in-house; \$20,000 if it were to be purchased. Manager congratulated the public works department for their efforts.

Chairman Moriarty – joined George in thanks for the Town Landing stairs. Asked about the Yuletide Fair; Manager and Clerk have not been contacted, but the Town Manager suggested the council vote to set a public hearing for December 11th and staff will make inquiries tomorrow.

Motion by Councilor Turner; seconded by Councilor Damon, to set a public hearing date of December 11, 2006 to act on the Yuletide Fair (if it is determined the event will be held and licenses are required).

Councilor Stiles – none

Councilor Porter – reminder re: Farmers Market and local farmers; "look locally first." Encouraged those purchasing produce and looking for Christmas trees to think of Vinings Trees, Tuttle Road, and the Harris Road business. "As long as they are able to keep that land in its current use, you will have the enjoyment of looking at it. And, the open space will be protected."

Town Manager – none

V. ADJOURNMENT

Motion by Councilor Turner; seconded by Councilor Copp, to adjourn.

VOTE: UNANIMOUS

TIME: 8:10 p.m.

Respectfully submitted,

Nadeen Daniels, CMC
Town Clerk

Manager's Report

- Fire at 321 Blanchard Road Ext. - Pictures
- Skillin Road paving completed
- Bids for waterline work – Dec. 21, 2006
- Comprehensive Plan Survey – Jan. 2, 2007

06-190

Receive a Contract Zone request from David Swan
for property located at 317 Main Street
and consider referring such request to the
Planning Board for review and recommendation

Notice of Decision

Date: February 28, 2006

To: William Shane
Town Manager
Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021

Re: Amendments to Zoning Ordinance Section 606 - Contract Zoning

This is to advise you that on February 21, 2006 the Planning Board voted to recommend to the Town Council the adoption of the proposed amendment changes to the Zoning Ordinance Section 606 Contract Zoning.

Findings of Fact: None

Waivers granted: None

Waivers Denied: None

Standard Conditions of Approval

This approval is dependent upon and limited to the proposals and plans contained in the application and supporting documents submitted and affirmed to by the applicant. Any variation from the plans, proposals and supporting documents, except de minimus changes as so determined by the Town Planner which do not affect approval standards, is subject to review and approval of the Planning Board prior to implementation.

Cumberland Planning Board

Thomas E. Powers, Board Chair

Draft Changes to Section 606: Contract Zoning

1/26/06

606.1 In consideration of a request for change in zoning classification for a particular property or group of properties under the provisions of Sec. 605, the Town Council may impose certain restrictions on the use of the property where it finds that such conditions are necessary to protect the public health, safety, and general welfare, and when the Town Council seeks to advance desired land use objectives not inconsistent with the Comprehensive Plan, and where such uses provide a clear public purpose or benefit.

606.2 Standards:

- .1 Any zone change adopted pursuant to this section shall be subject to a contractual agreement executed by authorized representatives of both the property owner and the Town, providing for the implementation and enforcement of the conditions of the agreement;
- .2 The agreement shall only include conditions which relate to the physical development or operation of the property;
- .3 Any zone change permitted under this section shall be consistent with the Comprehensive Plan of the Town.
- .4 The proposed contract zoning agreement shall clearly describe the extent of variation (if any) from the lot standards for the zone in which the parcel is located.

606.3 Conditions:

In considering the conditions for approving a zone change under these provisions, the Town Council may consider the following factors:

1. Limitations of the number and type of permitted uses of the property;
2. The height and lot coverage of any structure;
3. The setback of any structure;
4. The lot standards.
5. The hours of operation for the proposed use.

6. The installation, operation and maintenance of physical improvements such as parking lots, traffic control devices, fencing, shrubbery and screening;
7. The creation of open space areas or buffer zones;
8. The dedication of property for public purposes, such as streets, parks, utility systems, and conservation easements.

606.4

Notice Requirements and Procedures

.1 The Town Council shall hear the request for a contract zoning proposal and decide whether to continue consideration of the proposal by referring the matter to the Planning Board for an advisory recommendation.

.2 In accordance with 30-A MRSA Sec. 4352(8) for contract rezoning, the Planning Board shall hold a public hearing and prior to it post a notice in the municipal office, publish it twice in the newspaper and send it to the property owner and all abutters within a 500' radius.

The notice shall include a map of the property and all the proposed conditions and restrictions of the rezoning.

.3 The Planning Board shall make a recommendation to the Town Council on the proposal and its conformance with the Town's Comprehensive Plan and land use goals. This recommendation is advisory in nature; the Town Council may act independently of the recommendation of the Planning Board.

.4 The Town Council shall hold a public hearing, and following any testimony, approve, modify or deny the contract zoning request. If the Town Council modifies the proposal by doing any one or more of the following:

- a. Add to the list of permitted uses;
- b. Eliminate or make less restrictive performance standards;
- c. Reduces setback requirements;
- d. Increases the density beyond that allowed in the zone;

e. Makes any other change or changes which substantially modify the proposed agreement that was presented to the Planning Board;

the proposal will need to be referred again to the Planning Board for a public hearing and recommendation to the Council.

.5 The term of the contract zoning agreement shall be set forth in the contract agreement. Any violation of the contract zoning agreement shall be considered a violation of the Town's Zoning Ordinance and shall be subject to enforcement under the provisions of 30-A M.R.S.A. §4452. The contract zoning agreement may include additional provision concerning enforcement of specific provisions of the agreement.



TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

November 27, 2006

SUBJECT: Main Street Senior Housing Project

Dear Main Street area resident:

The Cumberland Town Council will hold a public hearing at **7:00 p.m., Monday, December 11, 2006, in the Town Council Chambers, 290 Tuttle Road**, to hear a request from developers David Swan and Rick Wortley to construct seven units of senior housing at 317 Main Street - a one acre parcel immediately adjacent to Osgood Drive and across the street from the Food Stop. A red home sits on the site currently.

The developers are seeking a Contract Zone to increase the building density from the permitted two units or duplex to seven units located within three buildings (see attached diagrams). The Council must determine there is a public benefit when considering a Contract Zone request. The developers believe there is a demand for additional senior housing and proposes two of the seven units be designated as affordable under the Maine State Housing Association's guidelines. This proposal will require Planning Board review under the Site Plan and Subdivision Ordinances. The Town Council's December 11th public hearing is the first step in a multi-step process which will provide additional opportunities for public participation.

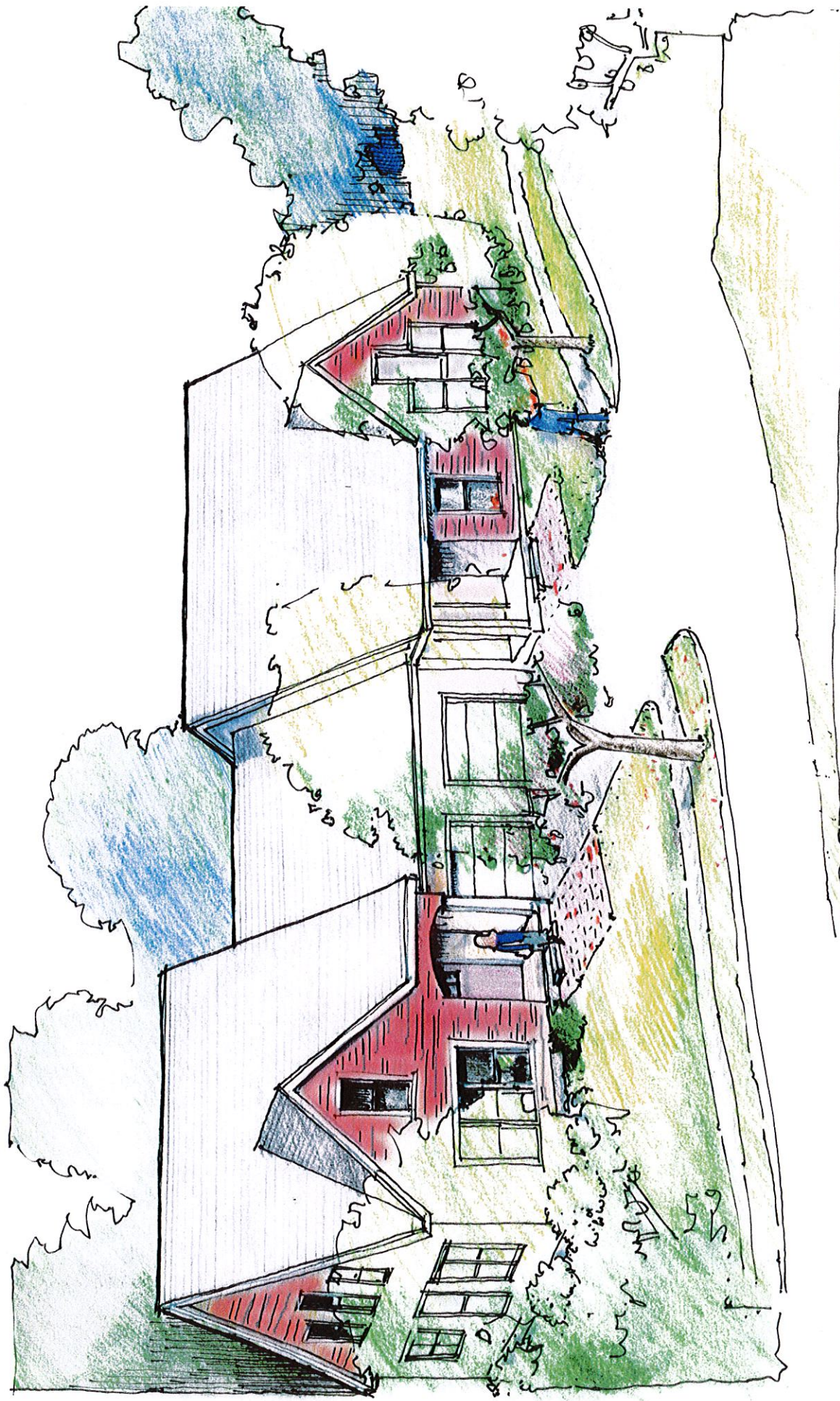
The meeting will begin with a presentation by the developer followed by a public hearing to receive comments from the interested public. Written comments will also be accepted prior to the meeting and distributed to the Town Council. Please mail written comments to my office or submit via email to wshane@cumberlandmaine.com.

The attached information and language regarding Contract Zone requirements will be posted on the town's website (www.cumberlandmaine.com). The Town Council and I encourage you to share your comments related to this proposal. Please contact me with any questions.

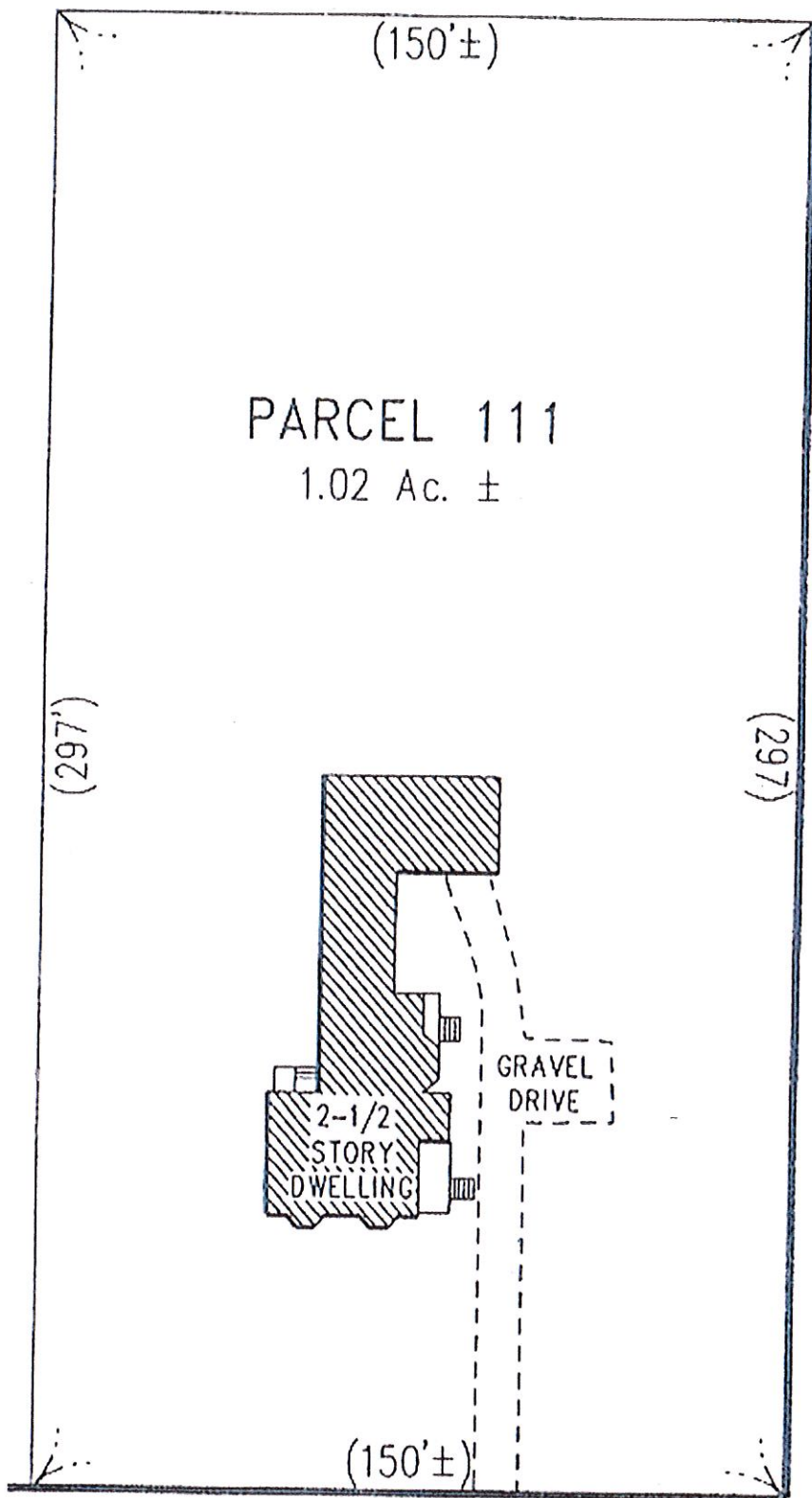
Sincerely,

William R. Shane
Town Manager

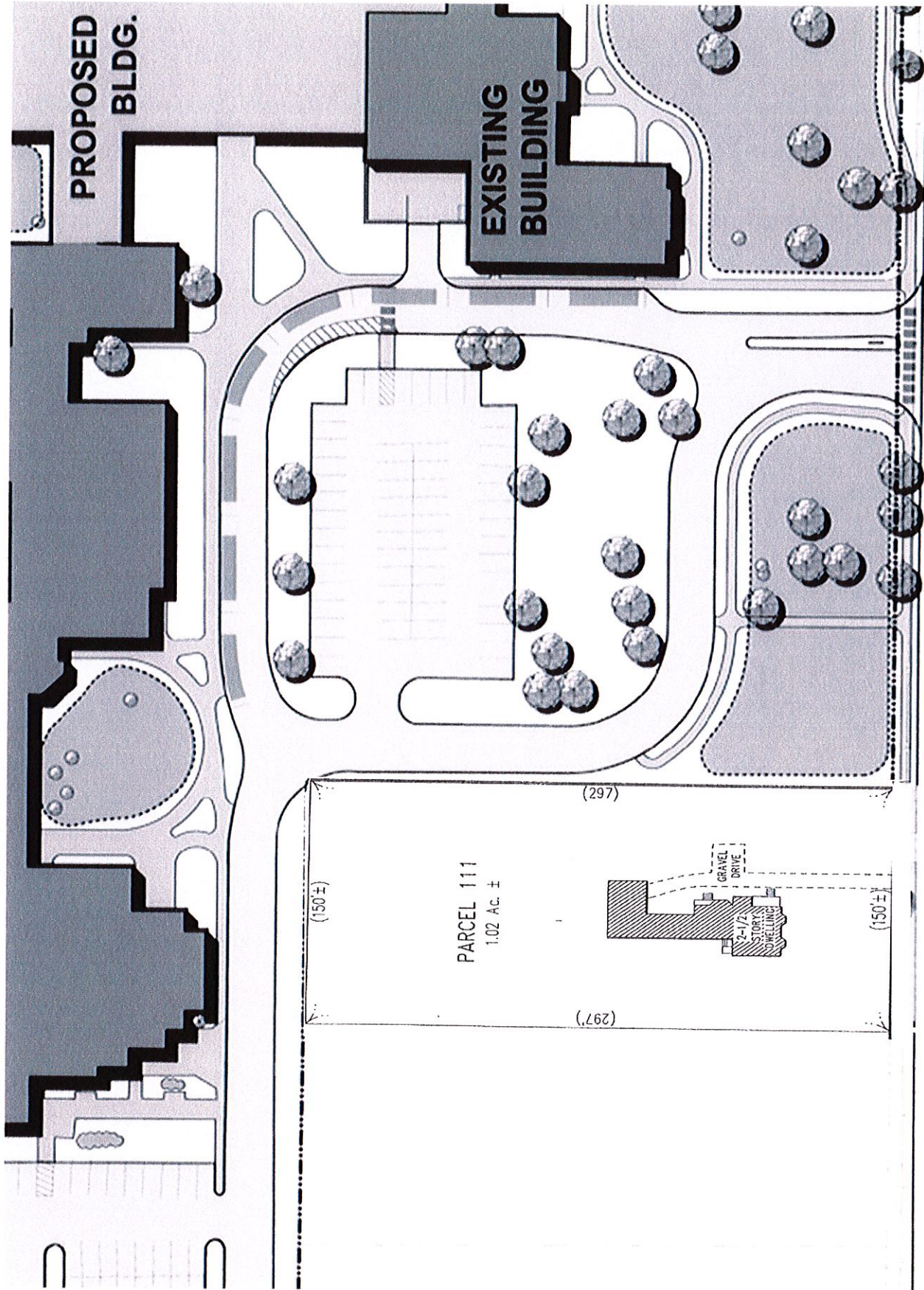
Cc: Cumberland Town Council



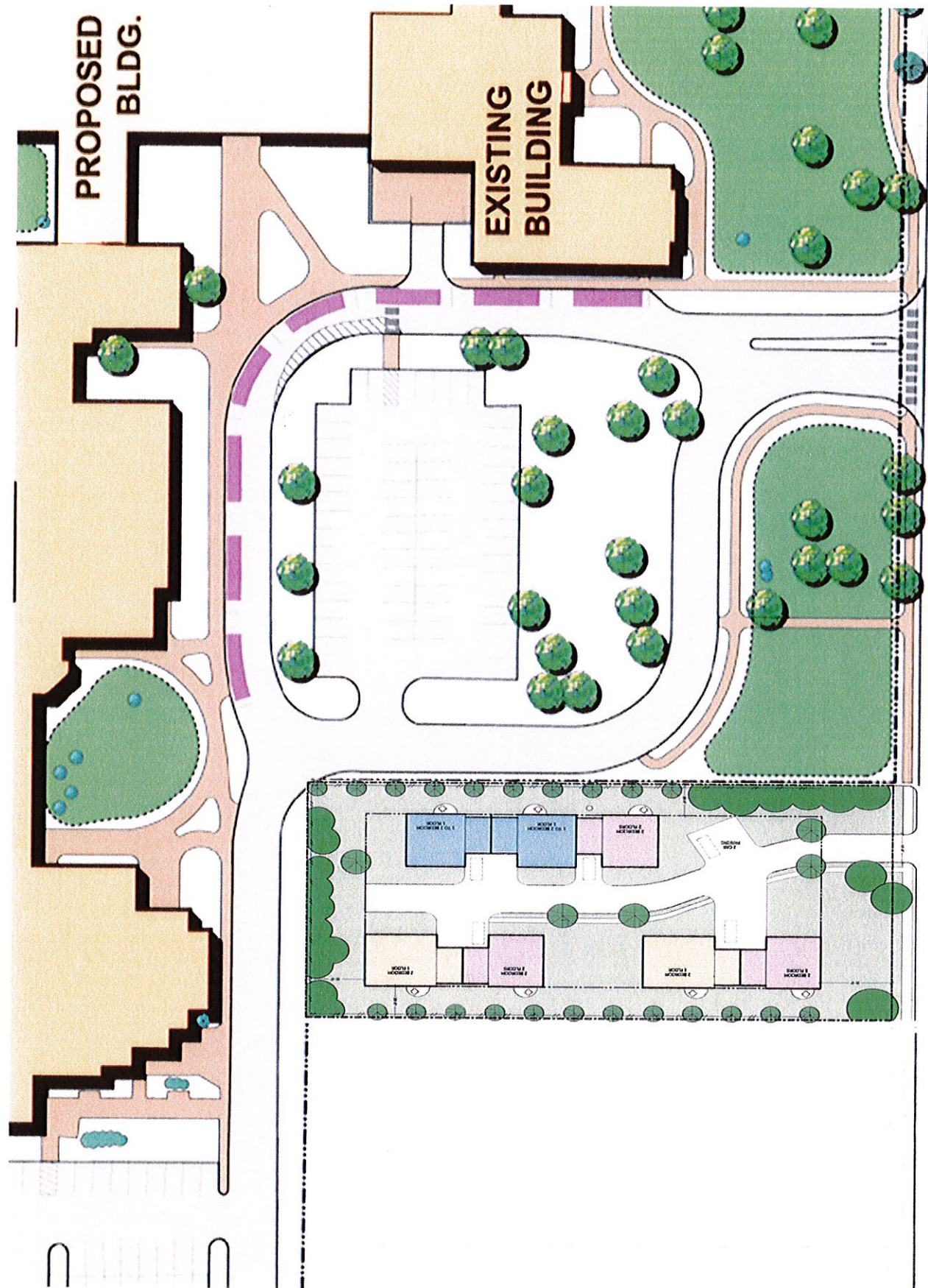
VIEW TO NORTHEAST

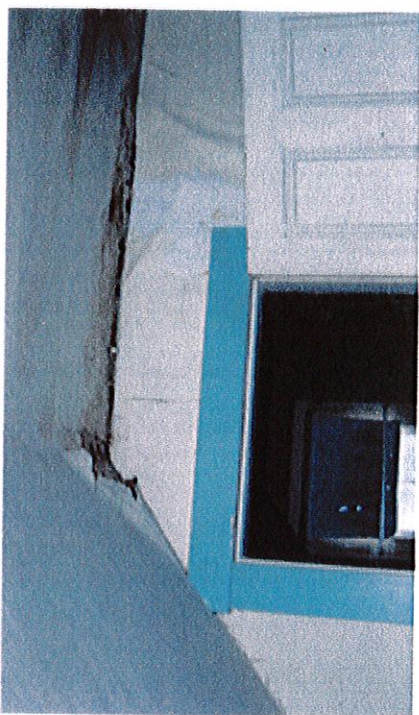
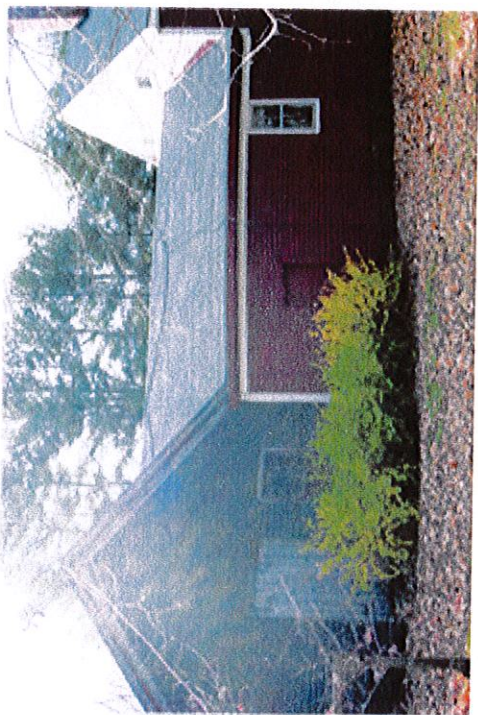
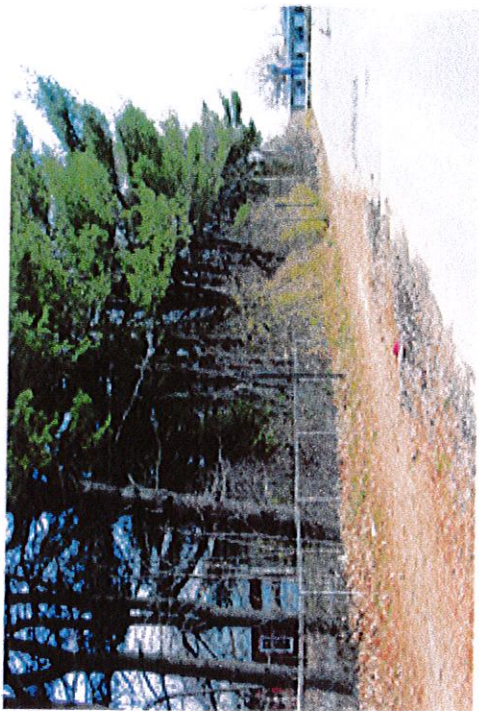


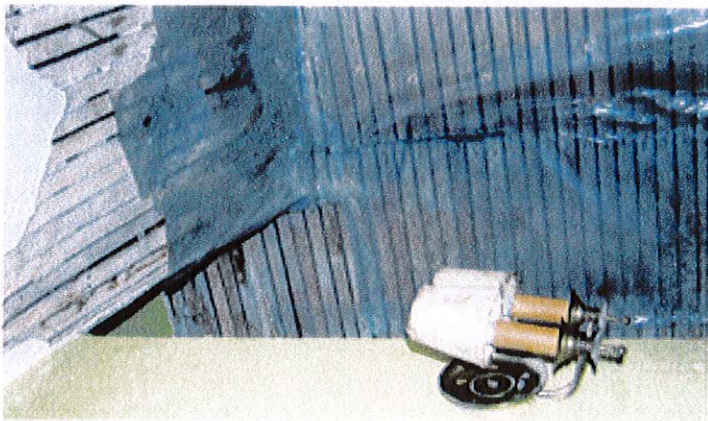
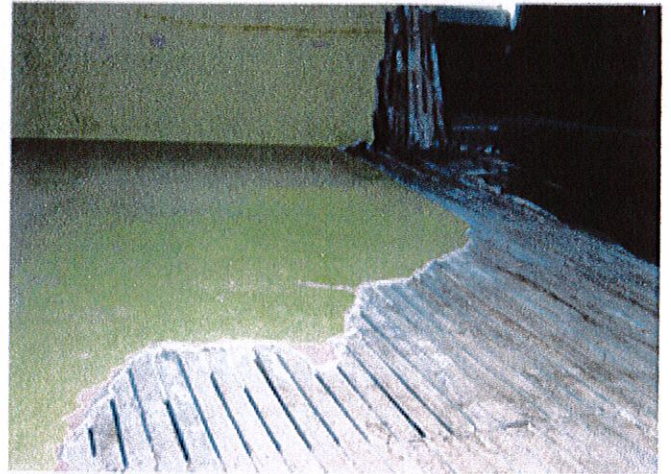
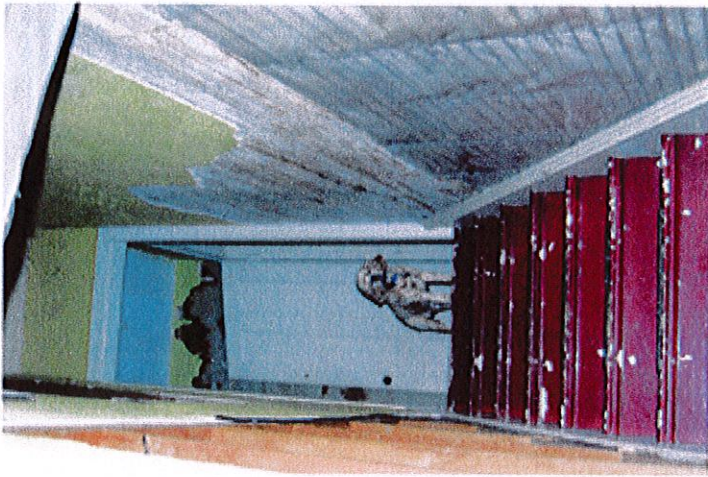
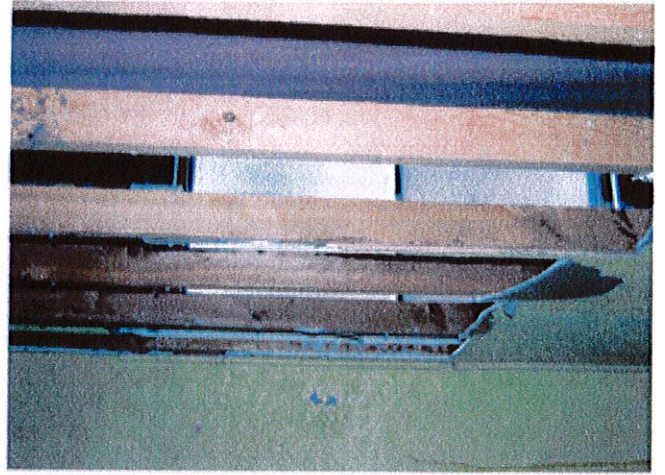
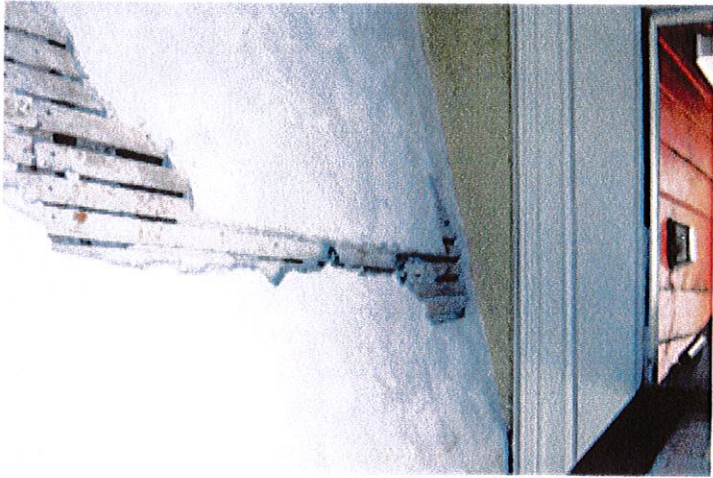
OSGOOD DRIVE

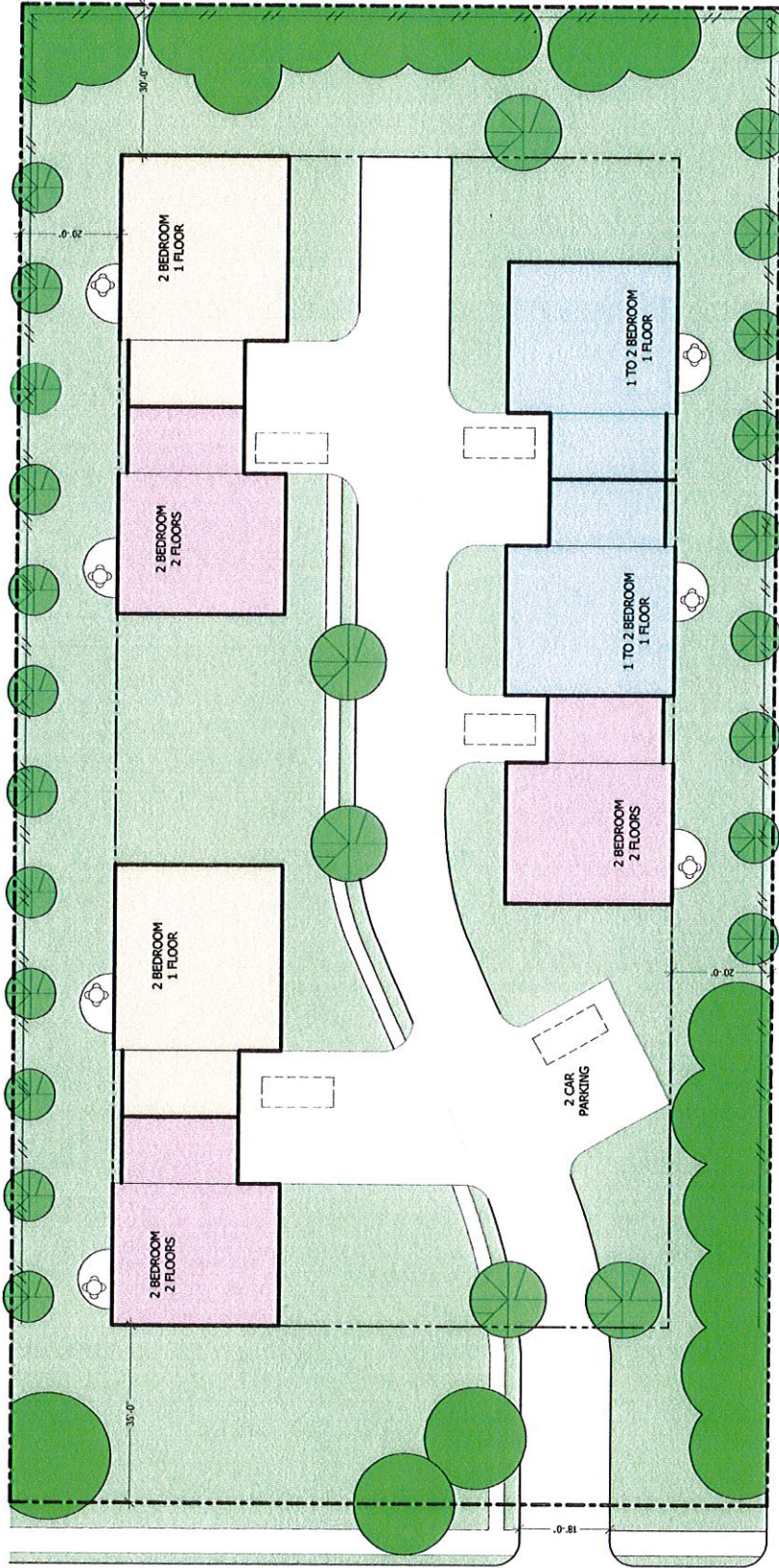


ROUTE 9



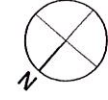






LEGEND

- PROPERTY LINE
- SETBACKS
- FENCE
- NEW TREES
- EXISTING TREES



OSGOOD DRIVE

06-193

Public Hearing

Liquor License, Mobile Vending Cart License
and Special Amusement Permit application
for
Val Halla Golf Course
for the period
January 31, 2007 through January 31, 2008

Amt. Deposited:

PRESENT LICENSE EXPIRES

1-31-07

ف OTHER:

11. Is/are applicant(s) residents of the State of Maine? YES ☐ NO ☐ N/A ☒

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married:
Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
EDWARD F. GRIBBIN	[REDACTED]	PORTLAND, ME

Residence address on all of the above for previous 5 years (Limit answer to city & state)

[REDACTED]

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES ☐ NO ☒

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued?
Yes ☐ No ☒ If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES ☒ NO ☐

16. Does/do applicant(s) own the premises? Yes ☒ No ☐ If No give name and address of owner: _____

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) CLUBHOUSE & ATTACHED DECKS

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?
YES ☒ NO ☐ Applied for: _____

19. What is the distance from the premises to the **NEAREST** school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 1 MILE Which of the above is nearest? SCHOOL

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES ☐ NO ☒

If YES, give details: _____

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: UMBERLAND, MAINE on 11/02/2006, 20 06
Town/City, State Date

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

EDWARD F. GRIBBIN

Print Name

Signature of Applicant or Corporate Officer(s)

WILLIAM R. SHANE

Print Name

MAINE DEPT OF PUBLIC SAFETY

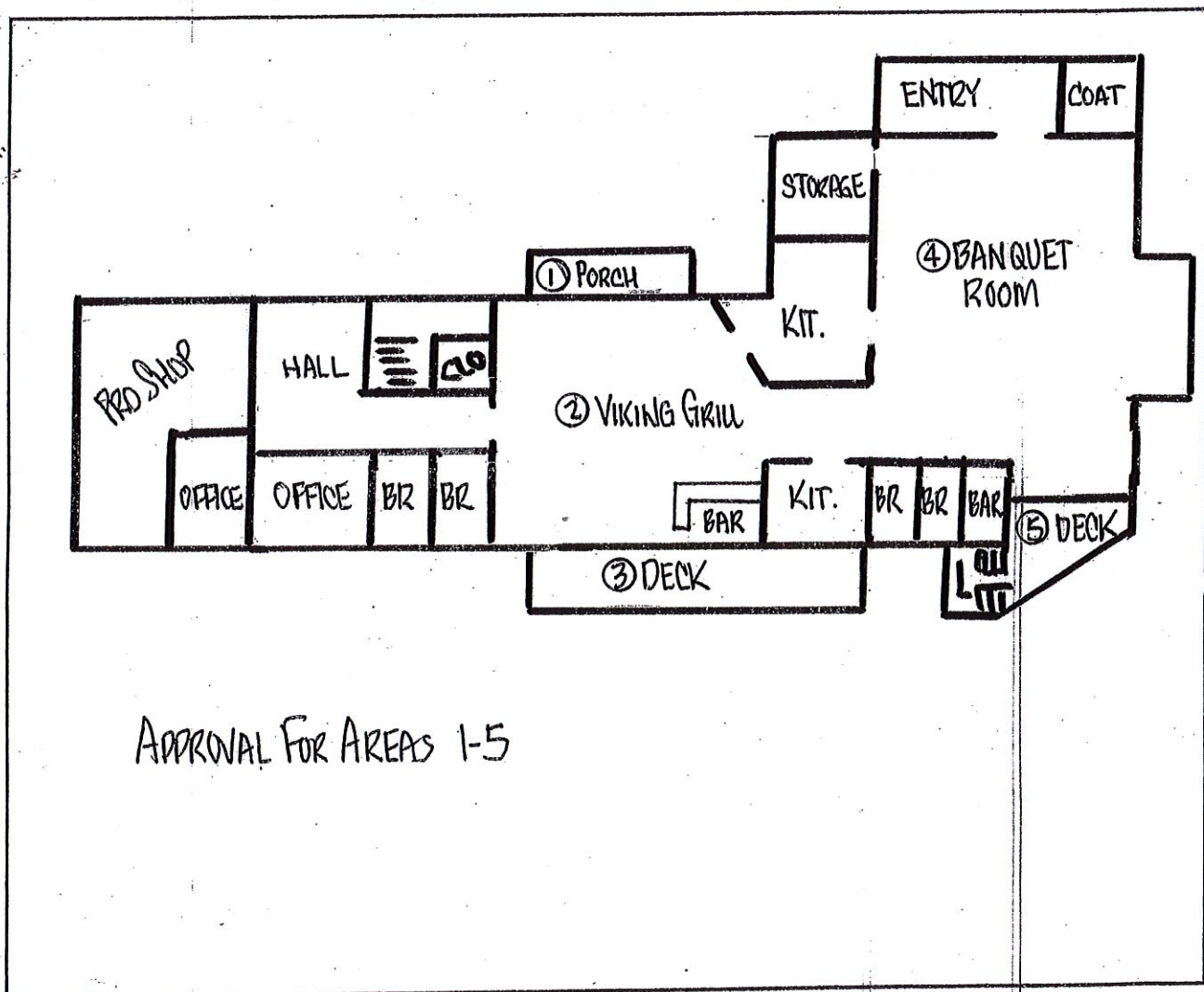
STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04330-0164
Tel: (207) 624-8745 Fax: (207) 624-8767



SUPPLEMENTAL APPLICATION FORM ON/OFF-PREMISE DIAGRAM

In an effort to clearly define your license premise and the areas that consumption and storage of liquor is allowed, The Liquor Licensing & Inspection Division is requiring all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, decks and all areas that you are requesting approval from the Department for liquor consumption.



NOTICE – SPECIAL ATTENTION

All applications for NEW or RENEWAL liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places for approval of their application for liquor licenses prior to submitting them to the bureau.

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

Class I	Spirituos, Vinous and Malt	\$ 900.00 ✓
	CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB.	
Class I-A	Spirituos, Vinous and Malt, Optional Food (Hotels Only)	\$1,100.00
	CLASS I-A: Hotels only that do not serve three meals a day.	
Class II	Spirituos Only	\$ 550.00
	CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.	
Class III	Vinous Only	\$ 220.00
	CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	
Class IV	Malt Liquor Only	\$ 220.00
	CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	
Class V	Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
	CLASS XI: Restaurant/Lounge; and OTB.	
FILING FEE	\$ 10.00 ✓

UNORGANIZED TERRITORIES \$10.00 filing fee shall be paid directly to County Treasurer. All applicants in unorganized territories shall submit along with their application evidence of payment to the County Treasurer.

All fees must accompany application, made payable to: **TREASURER, STATE OF MAINE. – DEPARTMENT OF PUBLIC SAFETY, LIQUOR LICENSING AND INSPECTION DIVISION, 164 STATE HOUSE STATION, AUGUSTA ME 04333-0164.** Payments by check subject to penalty provided by Sec. 3, Title 28A, MRS.

STATE OF MAINE

Dated at: CUMBERLAND, Maine _____ SS
City/Town (County)

On: _____
Date

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and hereby approve said application.

NOTICE – SPECIAL ATTENTION

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



**The following licenses/permits must be obtained
prior to your permanent liquor license being issued:**

ON PREMISE LICENSES

- ☐ Sellers Certificate – Bureau of Taxation 287-2336
- ☐ Health License – Department of Human Services 287-5671
- ☐ Victualers License – City/Town where premise is located
- ☐ Shellfish License – Marine Resources 624-6550
- ☐ Dance License – State Fire Marshall's Office 624-8739
- ☐ Federal I.D. Number – 1-800-937-8864 (Julie) or Soc. Sec. Number

OFF PREMISE LICENSES

- ☒ Sellers Certificate – Bureau of Taxation 287-2336
- ☒ Health License – Department of Human Services 287-5671 or
Agriculture License – Department of Agriculture 287-3841
- ☒ Victualers License – City/Town where premise is located
- ☒ Tobacco License – Department of Human Services 287-5671
- ☒ Federal I.D. Number – 1-800-937-8864 (Julie) or Soc. Sec. Number

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04330-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



APPLICATION FOR AUXILIARY LICENSE - \$100.00

Check Payable: Treasurer State of Maine

The undersigned hereby applies for an auxiliary license and certifies that the applicant is the holder of a spirituous, vinous and malt restaurant, hotel license or club license located at a ski area / golf course.

1. Full Name of Applicant: TOWN OF CUMBERLAND MAINE
(PLEASE PRINT) Last First Middle Initial

Date of Birth: _____ Telephone No. 829-5559 Fax: 829-5916

Address: 290 TUTTLE ROAD CUMBERLAND MAINE 04021
Mailing Address City/Town State Zip Code

2. Describe auxiliary premise and the location at the ski/golf area: VAL HALLA GOLF COURSE
60 VAL HALLA RD. CUMBERLAND, ME 04021

3. Do you have all necessary permits from the Department of Human Services for your auxiliary premise?
Yes ☒ No ☐

4. What is the distance from the premise to the nearest school, school dormitory, church, chapel or parish house, measured from the main entrance of the premise to the main entrance of the school, school dormitory, church chapel or parish house by the ordinary course of travel? 1 1/2 MILES

Which of the above is nearest? GREELEY HIGH SCHOOL

NOTE: The above application must be signed by the individual(s) or a duly authorized officer of the corporation executing the application and approved by the Municipal Officers/County Commissioner and filed with the Liquor Licensing & Inspection Division.

Dated at: CUMBERLAND MAINE on NOVEMBER 2, 20 06
City/Town State Date

Edward F. Gribbin

X

EDWARD F. GRIBBIN
WILLIAM R. SHANE

Signature of Individual(s), or Duly Authorized Officer of Corporation, or If Partnership by Members of Partnership

Print Name

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE Liquor Licensing & Inspection Division

164 State House Station

Augusta ME 04330-0164

Tel: (207) 624-8745 Fax: (207) 624-8767



SUPPLEMENTARY QUESTIONNAIRE FOR Auxiliary Mobile Golf Cart License

1. Exact Name Of Golf Course: VAL HALLA GOLF, RECREATION & BANQUET CENTER

2. Name, date of birth, and telephone number of each person authorized to operate and sell from mobile golf cart.

(All operators of the mobile service bar must be 21 years of age and have successfully completed alcohol server education)

NAME	DATE OF BIRTH	TELEPHONE	T.I.P.S. I.D. NUMBER
KEVIN GOOGINS			1804411
SARAH DURFEE			1804412
YVONNE (GOMEZ) BEADY			1804410
NED GRIBBIN			1603755
TONY DESIMON			1813406
BARBARA MOODY			1969729

3. Are all operators of the mobile service bar employees of the golf course? YES

4. Does the operator of the mobile service bar have means to make immediate contact with an employee at the licensed on-premise location at the course? ☒ YES ☐ NO

Describe TWO WAY RADIOS CONNECT THEM TO CLUBHOUSE PLUS STARTERS AND RANGERS

5. How many additional security employees will be on the course to ensure adherence to the laws and rules applying to the selling, serving and consumption of alcohol? (2) WILL BE HANDLED BY ON COURSE PERSONNEL

6. Do you have signs on cart stating legal age for service and consumption? YES

7. Are signs posted stating that patrons may not bring alcoholic beverages on to the golf course or licensed premise? ☒ YES ☐ NO How Many? 4

Location(s) (1) AT PRO SHOP, (1) OUTSIDE VIKING GRILL, (1) AT TEE #1 & (1) AT TEE #10

Name: EDWARD F. GRIBBIN Date of Birth: [REDACTED]

Signature of officer or owner Date

WILLIAM R. SHANE TOWN MANAGER

Print Name & Title of Officer or Owner

STATE OF MAINE

Dated at: _____, Maine _____ ss
City/Town

On: _____
Date

The undersigned being: ☐ Municipal Offices ☐ County Commissioners of the

☐ City ☐ Town ☐ Plantation ☐ Unincorporated Place of: _____
Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653
Title 38A, Maine Revised Statutes and hereby approve said application.

Signature

Print Name

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



WARNING

It is required by law that you submit your application to local authorities for approval by Municipal Officers. If you are located in an unorganized territory you must submit your application to the County Commissioners.

The Municipal Officers or the County Commissioners may need 6 to 8 weeks lead time to properly advertise and hold public hearings.

ALL MUNICIPAL AND/OR COUNTY COMMISSIONERS
APPROVALS EXPIRE IN
"60 DAYS"

APPLICATIONS SHOULD BE IN THIS OFFICE AT LEAST TWO (2)
WEEKS PRIOR TO THE OPENING OF YOUR BUSINESS.

If you have any further questions, please feel free to contact us at (207) 624-7220

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



SUPPLEMENTARY QUESTIONNAIRE FOR CORPORATE APPLICANTS, LIMITED LIABILITY COMPANIES, AND LIMITED PARTNERSHIPS

1. Exact Corporate Name: TOWN OF CUMBERLAND INC.
Business D/B/A Name: VALHALLA GOLF & BANQUET CENTER
2. Date of Incorporation: 1821
3. State in which you are incorporated: MAINE
4. If not a Maine Corporation, date corporation was authorized to transact business within the State of Maine: _____
5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percent of stock owned:

Name	<i>Print Clearly</i> Address Previous 5 years	Birth Date	% of Stock	Title
EDWARD F. GRIBBIN	[REDACTED]		—	Bus. Mgr.

6. What is the amount of authorized stock? N/A Outstanding Stock? N/A
7. Is any principal officer of the corporation a law enforcement official? Yes ☐ No ☒
8. Has applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of the United States? Yes ☐ No ☒
9. If YES, please complete the following: Name: _____

Date of Conviction: _____ Offense: _____

Location: _____ Disposition: _____

Dated at: _____ On: _____

City/Town _____ Date _____

William R. Shave
Signature of Duly Authorized Officer

1/11/07
Date

EDWARD F. GRIBBIN
Print Name of Duly Authorized Officer

JOHN ELIAS BALDACCI
GOVERNOR



MICHAEL P. CANTARA
COMMISSIONER

DEPARTMENT OF PUBLIC SAFETY
LIQUOR LICENSING AND INSPECTION

Date of return: 12-28-06

Your application for licensure is being returned for one or more of the following reason(s):

1. The question(s) indicated by an (X) are incomplete or incorrect and must be completed or corrected. _____
2. The fee remitted \$ _____ is incorrect, correct fee is \$ _____.
3. Check not signed.
4. Application must be signed by all applicants, sole proprietor(s) or by an officer of the corporation.
5. Corporate questionnaire must be signed. *also club questionnaire*
6. Application must be approved and signed by Municipal Officers or County Commissioners. See back page of application.
7. Applicants from unorganized territories must submit receipt of \$10.00 filing fee which has been paid to the County Commissioners.
8. Please complete the enclosed form.
9. Temporary License enclosed.
10. _____

9
Not Rec'd
Municipal
1/12/07

To prevent further delays in processing your application, please return immediately.

Thank You

Diane

STATE HOUSE STATION 164, AUGUSTA ME 04333

Tel: (207) 624-7220

TDY: (207) 624-4478

Fax: (207) 287-3424

TOWN OF CUMBERLAND

APPLICATION FOR A SPECIAL AMUSEMENT PERMIT
FOR MUSIC, DANCING AND/OR ENTERTAINMENT


Name of Applicant: TOWN OF CUMBERLAND Phone: 829-2205
Residence of Applicant: 290 TUTTLE RD, CUMBERLAND, ME 04021
Business Name: VAL HAWA GOLF COURSE Bus. Phone: 829-2225
Business Address: ~~290 TUTTLE RD~~ 60 VAL HAWA RD. CUMBERLAND, ME 04021
Name of Manager: NED GIBBIN Phone: 829-2225 EXT 3
Residence of Manager: [REDACTED]
Type of Entertainment Applied for: MUSIC, DANCING AND/OR ENTERTAINMENT

Has applicant ever had a license to conduct the business therein described either denied or revoked? NO If so, the applicant shall describe specifically those circumstances _____

Has applicant, Partners, Associates or Corporate Officers ever been convicted of a felony? NO If so, the applicant shall describe specifically those circumstances. _____

Additional information may be required by the Town Council prior to the issuance of said permit, including but no limited to a copy of the applicant's current liquor license.

The fee for a Special Amusement Permit shall be \$10.00, non-refundable and payable when application is made for said permit.

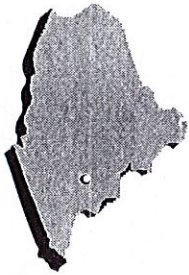

Applicant's Signature

11/1/06
Date

For Town Office Use Only:

Municipal Officers:
Approved: X
Disapproved: _____
Comment: _____

Application Received: _____
Public Notice Posted: 12/7/06/11/29/06
Date Issued: 12/12/06
Date of Expiration: 01/31/08



STATE OF MAINE
MAINE REVENUE SERVICES
RESALE CERTIFICATE



(Nadeen)

THIS CERTIFICATE IS VALID

JANUARY 01 2007 THRU DECEMBER 31 2009

Business Name and Location Address	Certificate Number	Business Type
TOWN OF CUMBERLAND D/B/A VAL HALLA 290 TUTTLE RD CUMBERLAND	0218379 ME 04021-4116	RESTAURANT

This is to certify that the above named business is authorized to purchase tangible personal property for resale during the period identified on this certificate. **This certificate cannot be reassigned or transferred and can only be used by the above business or its authorized employees. This certificate is void if the business has ceased operating or if the certificate has been altered.**

The above named business certifies that the following items will be resold as tangible personal property in the ordinary course of their business:

Jerome D. Berard
Acting State Assessor

Presented to: _____ Presented by: _____
(Insert name of seller on photocopy) (date) Authorized Signature (purchaser) (date)

DO NOT WRITE ON THIS ORIGINAL FORM

The document printed above is your new Resale Certificate. **Retain this copy as an original in your files.** This certificate is valid only for the period indicated.

Prior to the expiration of this certificate, Maine Revenue Services will automatically renew and reissue a new resale certificate for the next period if:

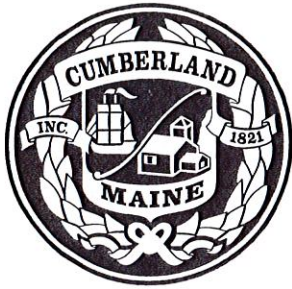
- your account is active and
- you have reported \$3,000 or more in gross sales during the previous 12 months

Make copies of this original, fill in the appropriate data and provide it to the vendors from whom you purchase goods for resale.

If you cease doing business, this certificate is void and must be returned to Maine Revenue Services.

Use of a resale certificate to purchase goods not intended for resale is a criminal offense.

If you have any questions regarding this document, please call (207) 624-9693.



TOWN OF CUMBERLAND, MAINE

290 Tuttle Road

Cumberland Center, Maine 04021-9321

Telephone (207) 829-5559 • Fax (207) 829-2214

December 12, 2006

Maine Department of Public Safety
Liquor Licensing & Inspections Unit
Attn: Inspector Dan Smaha
164 State House Station
Augusta, Maine 04333-0164

Dear Dan,

I am writing to inform you that on December 11, 2006 the Cumberland Town Council voted to approve a Liquor License, Auxiliary License and Auxiliary Mobile Golf Cart License for the Val Halla Golf and Recreation Center as well as a local Special Amusement Permit, for the period of January 2007 through January 2008.

If you have any questions please feel free to contact me at 829-2205.

Sincerely,

Nadeen M. Daniels
Town Clerk

Enclosures

Amt. Deposited:

PRESENT LICENSE EXPIRES

1-31-07

٢٠ OTHER:

Copyright © 2002

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married:
Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
EDWARD F. GRIBBIN	[REDACTED]	PORTLAND, ME

Residence address on all of the above for previous 5 years (Limit answer to city & state)

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES ☐ NO ☒

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued?
Yes ☐ No ☒ If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES ☒ NO ☐

16. Does/do applicant(s) own the premises? Yes ☒ No ☐ If No give name and address of owner: _____

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) CLUBHOUSE & ATTACHED DECKS

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?
YES ☒ NO ☐ Applied for: _____

19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 1 MILE Which of the above is nearest? SCHOOL

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES ☐ NO ☒

If YES, give details: _____

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: UMBERLAND, MAINE on 11/02/2006, 20 06
Town/City, State Date

[Signature]
Signature of Applicant or Corporate Officer(s)

EDWARD F. GRIBBIN
Print Name

Please sign in blue ink

x [Signature]
Signature of Applicant or Corporate Officer(s)

WILLIAM R. SHANE
Print Name

MAINE DEPT OF PUBLIC SAFETY

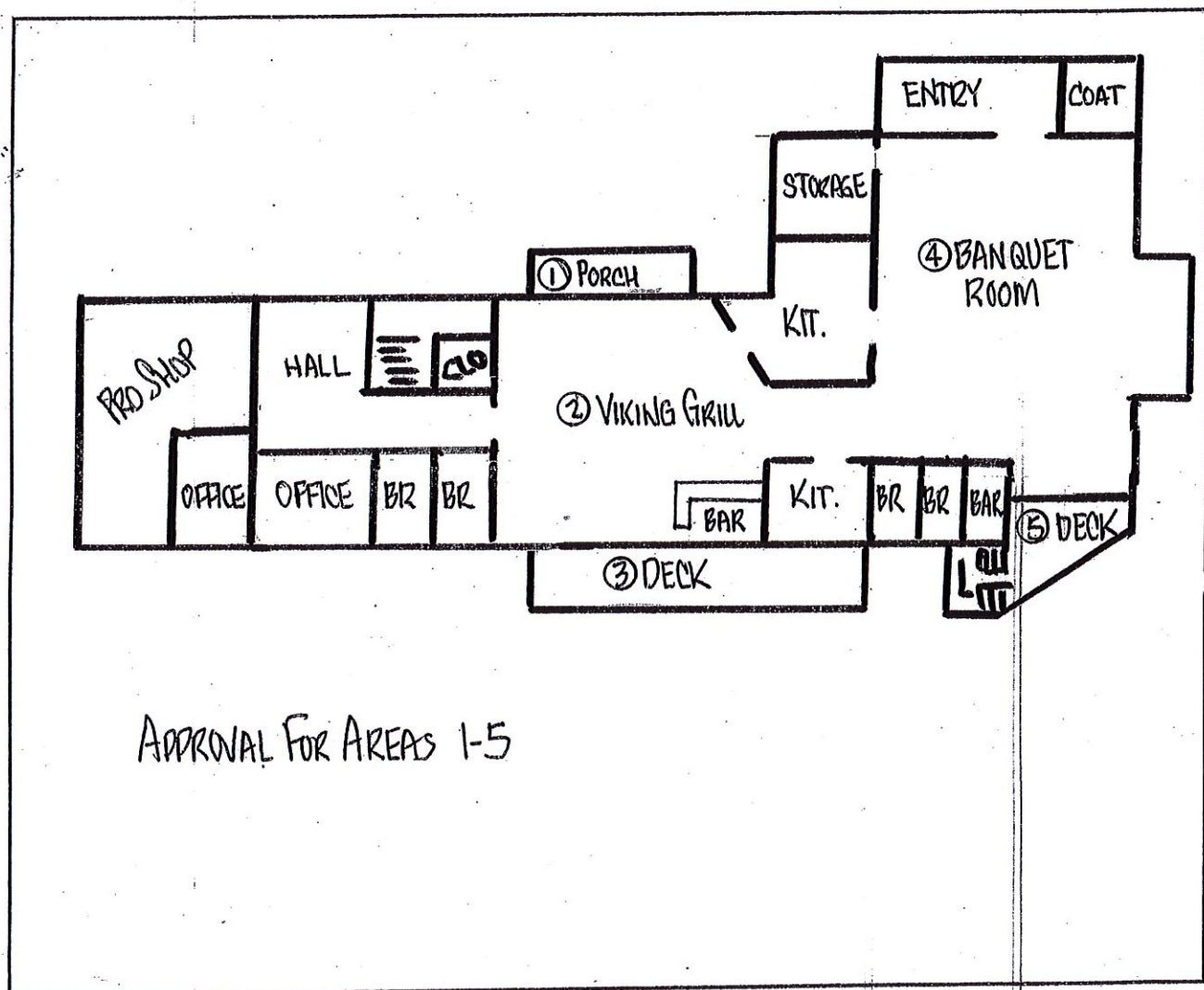
STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04330-0164
Tel: (207) 624-8745 Fax: (207) 624-8767



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Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, decks and all areas that you are requesting approval from the Department for liquor consumption.



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THIS APPROVAL EXPIRES IN 60 DAYS.

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	CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB.	
Class I-A	Spirituos, Vinous and Malt, Optional Food (Hotels Only)	\$1,100.00
	CLASS I-A: Hotels only that do not serve three meals a day.	
Class II	Spirituos Only	\$ 550.00
	CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.	
Class III	Vinous Only	\$ 220.00
	CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	
Class IV	Malt Liquor Only	\$ 220.00
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	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
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FILING FEE	\$ 10.00 ✓

UNORGANIZED TERRITORIES \$10.00 filing fee shall be paid directly to County Treasurer. All applicants in unorganized territories shall submit along with their application evidence of payment to the County Treasurer.

All fees must accompany application, made payable to: **TREASURER, STATE OF MAINE. – DEPARTMENT OF PUBLIC SAFETY, LIQUOR LICENSING AND INSPECTION DIVISION, 164 STATE HOUSE STATION, AUGUSTA ME 04333-0164.** Payments by check subject to penalty provided by Sec. 3, Title 28A, MRS.

STATE OF MAINE

Dated at: CUMBERLAND, Maine Cumberland ss
City/Town (County)

On: _____
Date

The undersigned being: ☒ Municipal Officers ☐ County Commissioners of the
☐ City ☒ Town ☐ Plantation ☐ Unincorporated Place of: Cumberland, Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and hereby approve said application.

Nadeen M. Daniels
for Town Council

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE – SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

1. **Hearing.** The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of existing on-premise licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.
 - A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]
 - B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c.140, §4 (amd).]
 - C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c.589, §1 (amd).]
 2. **Findings.** In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:
 - A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c.45, Pt.A§4 (new).]
 - B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control; [1987, c.45, Pt.A§4(new).]
 - C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c.730, §27 (amd).]
 - D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592, §3 (amd).]
 - E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]
 - F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601. [1989, c.592, §4 (new).]
- [1993, c.730, §27 (amd).]
3. **Appeal to bureau.** Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all license requirements and findings referred to in subsection 2.
 - A. [1993, c.730, §27 (rp).]
 4. **No license to person who moved to obtain a license. (REPEALED)**
 5. **(TEXT EFFECTIVE 3/15/01) Appeal to District Court.** Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.
- An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



**The following licenses/permits must be obtained
prior to your permanent liquor license being issued:**

ON PREMISE LICENSES

- ☐ Sellers Certificate – Bureau of Taxation 287-2336
- ☐ Health License – Department of Human Services 287-5671
- ☐ Victualers License – City/Town where premise is located
- ☐ Shellfish License – Marine Resources 624-6550
- ☐ Dance License – State Fire Marshall's Office 624-8739
- ☐ Federal I.D. Number – 1-800-937-8864 (Julie) or Soc. Sec. Number

OFF PREMISE LICENSES

- ☒ Sellers Certificate – Bureau of Taxation 287-2336
- ☒ Health License – Department of Human Services 287-5671 or
Agriculture License – Department of Agriculture 287-3841
- ☒ Victualers License – City/Town where premise is located
- ☒ Tobacco License – Department of Human Services 287-5671
- ☒ Federal I.D. Number – 1-800-937-8864 (Julie) or Soc. Sec. Number

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04330-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



APPLICATION FOR AUXILIARY LICENSE - \$100.00

Check Payable: Treasurer State of Maine

The undersigned hereby applies for an auxiliary license and certifies that the applicant is the holder of a spirituous, vinous and malt restaurant, hotel license or club license located at a ski area / golf course.

1. Full Name of Applicant: TOWN OF CUMBERLAND MAINE
(PLEASE PRINT) Last First Middle Initial

Date of Birth: _____ Telephone No. 829-5559 Fax: 829-5916

Address: 290 TUTTLE ROAD CUMBERLAND MAINE 04021
Mailing Address City/Town State Zip Code

2. Describe auxiliary premise and the location at the ski/golf area: VAL HALLA GOLF COURSE
60 VAL HALLA RD. CUMBERLAND, ME 04021

3. Do you have all necessary permits from the Department of Human Services for your auxiliary premise?
Yes ☒ No ☐

4. What is the distance from the premise to the nearest school, school dormitory, church, chapel or parish house, measured from the main entrance of the premise to the main entrance of the school, school dormitory, church chapel or parish house by the ordinary course of travel? 1 1/2 MILES

Which of the above is nearest? GIRELY HIGH SCHOOL

NOTE: The above application must be signed by the individual(s) or a duly authorized officer of the corporation executing the application and approved by the Municipal Officers/County Commissioner and filed with the Liquor Licensing & Inspection Division.

Dated at: CUMBERLAND MAINE on NOVEMBER 2, 20 06
City/Town State Date

[Signature]
X [Signature]

EDWARD F. GRIBBIN
WILLIAM R. SHANE

Signature of Individual(s), or Duly Authorized Officer of Corporation, or If Partnership by Members of Partnership

Print Name

MAINE DEPT OF PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04330-0164
Tel: (207) 624-8745 Fax: (207) 624-8767



SUPPLEMENTARY QUESTIONNAIRE FOR Auxiliary Mobile Golf Cart License

1. Exact Name Of Golf Course: VAL HALL GOLF, RECREATION & BANQUET CENTER

2. Name, date of birth, and telephone number of each person authorized to operate and sell from mobile golf cart.

(All operators of the mobile service bar must be 21 years of age and have successfully completed alcohol server education)

NAME	DATE OF BIRTH	TELEPHONE	T.I.P.S. I.D. NUMBER
KEVIN GOOGINS			1804411
SARAH DURFEE			1804412
YVONNE (GOMEZ) BIZADY			1804410
NED GRIBBIN			1603755
TONY DESIMON			1813406
BARBARA MOODY			1969729

3. Are all operators of the mobile service bar employees of the golf course? YES

4. Does the operator of the mobile service bar have means to make immediate contact with an employee at the licensed on-premise location at the course? ☒ YES ☐ NO

Describe TWO WAY RADIOS CONNECT THEM TO CLUBHOUSE PLUS STARTERS AND RANGERS

5. How many additional security employees will be on the course to ensure adherence to the laws and rules applying to the selling, serving and consumption of alcohol? (2) WILL BE HANDLED BY ON COURSE PERSONNEL

6. Do you have signs on cart stating legal age for service and consumption? YES

7. Are signs posted stating that patrons may not bring alcoholic beverages on to the golf course or licensed premise? ☒ YES ☐ NO How Many? 4

Location(s) (1) AT PRO SHOP, (1) OVER VIKING GRILL, (1) AT TEE #1 & (1) AT TEE #10

If a manager or steward is employed, complete the following:

Name: EDWARD F. GRIBBIN Date of Birth: 7/30/48

X W.R. Shave X 12/12/06
Signature of officer or owner Date

WILLIAM R. SHAVE TOWN MANAGER
Print Name & Title of Officer or Owner

STATE OF MAINE

Dated at: Cumberland, Maine Cumberland ss
City/Town
On: _____
Date

The undersigned being: ☒ Municipal Offices ☐ County Commissioners of the

☐ City ☒ Town ☐ Plantation ☐ Unincorporated Place of: Cumberland
Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653
Title 28A, Maine Revised Statutes and hereby approve said application.

Signature

Print Name

<u>Nadeen M. Daniels</u>	
<u>for Cumberland Town Council</u>	

Special Amusement Permit

Municipality Of Cumberland Office of the Town Clerk

2007-01

December 12, 2006

Know ye that the Town Council of Cumberland has duly licensed VAL HALLA GOLF AND RECREATION CENTER, with its place of business in CUMBERLAND, ME in consideration of \$10.00, having complied with all the requirements of Law, for a Special Amusement Permit in the MUNICIPALITY OF CUMBERLAND. The Permit is subject to the strict observance of all Laws and Regulations in such case made and provided, and is to continue in force from January 1, 2007 through January 1, 2008, unless sooner revoked.

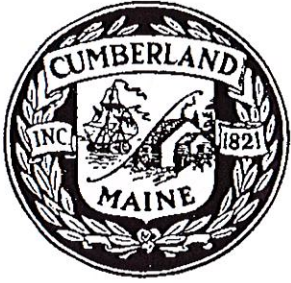
Nathan M. Daniels

Town Clerk



06-194

Consider and act on request for abatement of 2005 property taxes
for Andrew Todd, Map I03, Lot 84



M E M O R A N D U M

T O W N O F C U M B E R L A N D , M A I N E

2 9 0 T U T T L E R O A D

C U M B E R L A N D , M A I N E 0 4 0 2 1

T E L : 2 0 7 - 8 2 9 - 2 2 0 4 F A X : 8 2 9 - 2 2 2 4

To: William R. Shane, Town Manager
From: William Healey, Town Assessor *WH*
Date: November 29, 2006
Re: Todd Property Abatement

As requested, I am providing you with additional information pertaining to the Council abatement for the Todd property, Tax Map I03 Lot 84, on Chebeague Island. The following is the sequence of events leading to my request for Council action.

- September 2005 Andrew Todd requests review of a property assessed to him, Tax Map I03 Lot 84 on Grange Road Chebeague Island, that he believes does not exist.
- September 12, 2005 I grant abatement for the 2005 – 2006 Tax Year due to conflicting information as to the existence of this parcel but request proof from Mr. Todd before removing it completely from the tax base.
- February 2006 I have not received any information from Mr. Todd so I request a title search by the Town Attorney for the property in question.
- February 12, 2006 a report comes back from the Town Attorney's Office with inconclusive findings regarding this parcel; "There remains the possibility that there is additional land between the Gogan parcel and lots 125, 129A, 128 and 126, but only a survey would determine that."
- April 1, 2006 I assess the parcel for the 2006 – 2007 Tax Year.
- November 6, 2006 Mr. Todd contacts me again about the assessment of parcel Map I03 Lot 84. I explain I still do not have proof that the parcel does not exist and tell him of the title search completed by the Town Attorney's Office. We discuss a possible quit claim of the parcel to the Town and I contact Mr. Todd's Attorney, Terry Snow.
- November 13, 2006 Attorney Snow contacts me stating he has a survey that shows the parcel does not exist.
- November 15, 2006 I review the survey, issue abatement for the 2006 – 2007 Tax Year and remove the parcel from the assessment database.
- November 20, 2006 I request Council abatement for a tax assessed on the property for the 2004 – 2005 Tax Year.



M E M O R A N D U M

TOWN OF CUMBERLAND, MAINE
290 TUTTLE ROAD

CUMBERLAND, MAINE 04021

TEL: 207-829-2204 FAX: 829-2224

To: William R. Shane, Town Manager
From: William Healey, Town Assessor *WH*
Date: November 20, 2006
Re: Council Abatement for Todd Property

We have recently received a survey indicating that a parcel located on Grange Road, Chebeague Island, referred to as Tax Map I03 Lot 84, and assessed to Andrew Todd does not exist. I have been seeking information on this parcel for a number of years now and finally have the proof I need to remove it from the assessment database. For "housekeeping" purposes, I am requesting that the Council abate the 2005 property taxes for this parcel in the amount of \$111.93. Please see me with any question or concerns.

06-195

Set public hearing date

December 18, 2006

Municipal Warrant to Prosecute Unlicensed Dog Owners

No materials
for this item

06-196

Set public hearing date

December 18, 2006

Greely High School Swimming Pool License
renewal for 2007 calendar year

TOWN OF CUMBERLAND

APPLICATION TO OPERATE A PUBLIC SWIMMING POOL

Date of Application: 12/06/06

Individual Preparing Application: Patti Drew

Owner of Pool (Licensee): MSAD #51

Premises to be Licensed: Greeley High School Pool

Location (Street Address): 303 Main St, Cumberland

Dimensions of Pool: 75 ft x 35 ft 3.5 ft at shallow 10 feet @ deep

Pool Volume: 160,000 gal

Maximum Depth: 10 feet

Brief Narrative Description of Nature of Use of Pool:

MSAD #51 swim lessons, swim team
Recreation, lessons, Lap swim, swim team lifeguard training,
Aquatic fitness.

Designated Pool Director: Patti Drew

Section 8.1: Source of water supply for pool, drinking
fountains, showers, etc.: Public

Section 8.2: Does pool meet the requirement of this section?

yes

Section 9.1: Does waste disposal system meet the requirements of
this section?

yes

Section 9.2: Does pool meet the conditions of this section? yes

Section 10.1: Does pool meet the construction standards of this
section? yes

Section 10.2: Pool bottom material: plaster

Section 10.3: Does pool conform to standards of this section? yes

Section 11.1: Does pool conform to standards of this section? yes

Section 11.2: Does pool conform to standards of this section? yes

Section 11.3: Does pool conform to standards of this section? yes

Section 11.4 Depth, shallow end: 3 feet 6 inches

Section 12.1: Is depth marked at or above water line surface on vertical wall of pool? Yes ☐ No ☒; on edge of deck? Yes ☒ No ☐; at maximum and minimum points? Yes ☒ No ☐; at points of break between the depth and shallow portions not more than 25 feet apart? Yes ☒ No ☐; and at the diving area? Yes ☒ No ☐

Section 12.2: Size (height) of depth marking numerals: 4"

Contrasting color to background? Yes ☒ No ☐

Section 12.3: Width of lane markings: 7 ft

Section 13.1: Does pool conform to standards of this section? yes

Section 14.2: Bather capacity as computed under the provisions of this section: 170

Sections 15.1 and 15.2:

Does pool conform to requirements of these sections? yes

Section 16.1: Does pool conform to requirements of this section? yes

Section 16.2: Does pool conform to requirements of this section? yes

Section 16.3: Does pool conform to requirements of this section? yes

Section 16.4: Does pool conform to requirements of this section? yes

Section 16.5: Does pool conform to requirements of this section? N/A no diving board

Section 17.1: Does pool conform to requirements of this section? yes

Section 17.2: Does pool conform to requirements of this section? yes

Section 17.3: Will the pool operator be required to enforce the provisions of this section? yes

Section 18.1: Does the pool diving area conform to the requirements of this section? *N/A no board*

Height of diving board(s) in meters: *N/A*

Depth of water at end of diving board(s) and 12 feet beyond: *N/A*

Section 18.2: Free and unobstructed headroom above diving board(s): *N/A*

Section 18.3: Horizontal separation between diving board and sidewalls of the pool: *N/A*

Section 19.1: Type of disinfectant feeder: *PPG chlorination system chlorine pucks*

Section 19.2: (Where applicable)
Are the requirements of Section 19.2(a) fulfilled? *N/A*

Does the chlorinating equipment conform to the requirements of Section 19.2(b)? *yes*

19.2(c) Is chlorine gas used? If yes, are gas cylinders securely mounted? Is a valve system wrench maintained on or near the chlorine cylinder? Is a valve protection hood provided? *N/A*

19.2(d) In the event of an accident or other drainage to the chlorinating equipment or chlorine supply, would leaking chlorine gas be vented to the out-of-doors? *yes*

19.2(e) Does the equipment conform to the provisions of this section? *yes*

19.2(f) Is a gas mask meeting these standards available? If yes, where? *NO*

19.2(g) Person responsible for operation and installation of chlorinating equipment: *operation: Patti Dren*
Installation: Ron Fabio

Section 20.1: Is underwater lighting used? If yes, intensity of underwater lighting: *NO*

Section 20.2: Does the lighting of the pool area conform to the requirements of this section: *yes*

Section 20.3: Does all electrical wiring conform with the National Electrical Code of the National Underwriters Laboratory and all state and local laws and regulations? *yes*

- Section 20.4: Are the provisions of this section met? *N/A*
- Section 20.5: Are the requirements of this section met? *yes*
- Section 20.6: Are all electrical light fixtures protected as required by this section? *yes*
- Section 20.7: Are the pool, dressing rooms, shower rooms, and toilet spaces adequately ventilated as required by this section? *Pool ventilated but locker rooms are not*
- Section 20.8: Has a directive been issued to the pool director or operators to assure compliance with this section? *yes*
- Section 21.1: Do the bathhouses (locker rooms) conform to the requirements of this section? *yes*
- Section 21.2: Do the floors of the locker rooms conform to the requirements of this section? *yes*
- Section 21.3: Are the requirements of this section met as they apply to the premises to be licensed? *yes*
- Section 22.1: Do toilet, lavatory, shower facilities and drinking fountains conform to the schedule contained in this section? *yes*
- Section 22.2: Does the layout of the bathhouse conform to the requirements of this section? *yes*
- Section 22.3: Do the showers meet the requirements of this section? *yes*
- Section 22.4: What action has been taken or is contemplated to comply with the intent of this section? *yes*
- Section 23.1: Is the pool continuously disinfected by a chemical? If yes, what is that chemical? *yes - chlorine*
- Section 23.3: Has a ph testing kit accurate to the nearest 0.2 ph unit been provided for testing purposes? *yes*
- Section 23.4: Has a total alkalinity test kit been provided for testing purposes? *yes*

Section 24.1: How often is visible dirt scheduled to be removed from the pool? *2 times per week or as needed on a daily Basis.*

Section 24.2 How often is floating matter regularly scheduled to be removed from the pool? *hourly*

Section 26.1: Is a telephone for emergency use provided as required by this section? *yes*

Section 26.2: Are emergency numbers listed as required? *yes*

Section 26.3: How is access to the pool area restricted during non-operating hour? *All doors locked securely from locker room and hallway*

Section 26.5: What life saving equipment is provided at the pool? *Rescue Tubes, Shepherd crooks (2) life rings (2)*

Section 26.6: Is a first aid kit meeting the standards of this section readily available? *yes*

Section 26.7: Is life saving equipment mounted and distributed as required by this section? *yes*

Section 27.1: Has a procedure for record-keeping been established or at least the specific data elements specified by this section? *yes*

Section 27.2: Where are/will the public swimming pool records be kept? *At Recreation Department*

Other explanations or information which could be helpful to the Town Council in determining whether or not a license should be granted:

06-197

Public hearing to consider sending a request
to MDOT to lower speed limit on Skillin Road

November 8, 2006

11/13/06

Mr. William Shane, P.E.
 Manager, Town of Cumberland
 290 Tuttle Road
 Cumberland, ME 04021

RE: Results of ATR Data Collection
 Skillin Road

Dear Bill:

Per your request, Gorrill-Palmer Consulting Engineers, Inc. completed traffic counts for one week using automatic traffic recorders on Skillin Road approximately 1,000 feet from Route 100 and approximately 1,000 feet from Blanchard Road for speed, class and volume by direction, October 25th thru November 2nd, 2006.

The results of the volume count by direction are summarized in the following table. The AADT adjustment was based on MaineDOT standard adjustment factors obtained from the 2005 Traffic Volume Counts. The adjustment factor utilized for the raw average daily traffic (ADT) was 0.97. The annual average daily traffic (AADT) is calculated based on the following equation:

$$\text{AADT} = \text{ADT} * \text{MaineDOT Adjustment Factor}$$

AADT Volumes

Location	Direction	Raw ADT Volume	AADT
Skillin Road 1,000 feet from Blanchard Road	Eastbound	1022	991
	Westbound	1002	972
	Total	2024	1963
Skillin Road 1,000 feet from Route 100	Eastbound	1033	1002
	Westbound	989	959
	Total	2022	1961

In addition to completing volume counts, our office also classified vehicles to obtain heavy vehicle percentages. The counts indicated the following classification of vehicles.

Classification of Vehicles

Location	Direction	Passenger Vehicles	Single Unit Trucks	Combination Vehicles/Heavy Trucks
Skillin Road 1,000 feet from Blanchard Road	Eastbound	93%	6.5%	0.5%
	Westbound	93.5%	6%	0.5%
	Total	93%	6.5%	0.5%
Skillin Road 1,000 feet from Route 100	Eastbound	93.5%	6%	0.5%
	Westbound	87.5%	11.5%	1%
	Total	90.5%	8.5%	1%

As shown in the table above, the traffic along these roads is comprised of approximately 9% trucks and 91% passenger vehicles. Most of the trucks are single unit trucks such as UPS, FedEx, and small vendor trucks.

Our office also collected the speed of vehicles at the two locations as they crossed the ATR. The posted speed on the roadways is 35 mph. The results show an 85th percentile speed (the speed at which 85% of the traffic is traveling at or below) of the following:

Speed Data

Location	Direction	85 th Percentile Speed (mph)
Skillin Road 1,000 feet from Blanchard Road	Eastbound	42
	Westbound	42
Skillin Road 1,000 feet from Route 100	Eastbound	42
	Westbound	44

Summaries of the volume data are provided in the attached tables.

Please contact our office with any questions regarding this letter.

Sincerely,

Gorrill-Palmer Consulting Engineers, Inc.



Peter A. Hedrich, P.E., PTOE
Vice President, Transportation

MINUTES
Skillin Road Neighborhood Meeting
Re: Speed Reduction Request

Town Council Chambers, 290 Tuttle Road

Wednesday, November 29, 2006

7:00 p.m.

Present: William R. Shane, Town Manager and Sergeant Milton Calder, Cumberland Police Department.

Skillin Road residents: Peter Harlow, Tom Lunt, James Farris, Randy Copp and three others.

Others present: Councilors Steve Moriarty, George Turner, Jeff Porter and Ron Copp.

I. Welcome and Introductions

Manager Shane called the meeting to order at 7:00 p.m.

II. Traffic Study Results Overview – Bill Shane

Manager Shane explained that speed data collection was conducted from October 25, 2006 through November 2, 2006. An average of 950 cars traveled the road on the average day, 85% of the cars were traveling at 42 mph or less, 95% were traveling under 45 mph and the bulk of the traffic traveled between 35-40 mph. There were some speeds as high as 56 mph. Mr. Shane explained that the Town does not set speed limits. This is done by the MDOT. The MDOT bases the speed limits on certain criteria and when a request is made to change the speed limit there is the possibility it could be increased. This happened to Greely Road in the past.

Mr. Shane said that he had received communication from two residents opposed to a decrease in the speed limit. He also stated that police speed details are rotated through the area and the Town has recently purchased a speed trailer, which can keep track of speeds and time of day, as well as make people aware to slow down. The Town also has some traffic cones that residents can sign out and place in the road during the fair weather months to alert drivers to slow down.

Mr. Shane polled the residents who were present to see if they wished to go ahead with a speed reduction request. The issue would go to the Town Council which would decide whether to send the request on to the MDOT. He was not confident the speed limit would be reduced. The result of the poll was 3 in favor 3 opposed. In this case the issue would go to the Council at their December 11, 2006 meeting for further discussion.

III. Skillin Road Residents – Q&A

Peter Harlow suggested that there be a double yellow line the entire length of Skillin Road. Currently there are passing lines on certain portions. Mr. Shane said this was not an unreasonable request. There was discussion that the State of Maine does not have line laws prohibiting people from passing in a double yellow line section.

James Farris was concerned about the daycares located at either end of the road, especially the one near Tammy Lane because there is a curve in that part of the road. He suggested speed bumps as a means of controlling speed.

Councilor Jeff Porter asked what would trigger the MDOT to increase the speed limit. Mr. Shane said they look at the proximity of homes, density and curbing type, but he felt that since Blanchard Road's speed limit was 35mph it wouldn't make sense to raise the speed limit on Skillin Road. Councilor Porter asked if they considered nearby daycares. Mr. Shane said probably not.

Council Chairman Steve Moriarty mentioned that there was a request in the past to lower the speed limit on Main Street from 35mph to 25mph and the result was a 30mph limit between Farwell Avenue and the Prince Memorial Library.

Councilor Ron Copp was opposed to lowering the speed limit but was in favor of enforcing it. He felt the speed trailer should be placed on the road and a patrol detail would be effective.

Randy Copp described a close call he had when an RV sped past him on Skillin Road just recently.

James Farris felt that the future development of Rt. 100 would increase traffic and that trucks break at a slower speed than cars. Mr. Shane said that a speed reduction request was not a "one shot deal" and that as conditions change the town could revisit a petition to lower the speed limit. He emphasized again that Skillin Road is a State aid road and the Town does not have any authority over setting its speed limit.

Sergeant Milton Calder said that the speed trailer should arrive in the next 2 weeks and it could be placed out on the road as long as the weather permits.

IV. The Next Steps

A public hearing will be held on December 11, 2006 at the regular Town Council meeting beginning at 7:00 p.m.

V. Adjournment

The meeting adjourned at 7:35 p.m.

Respectfully submitted,

Nancy L. Stroud
Executive Assistant

William Shane

From: Catherine Wright [cwright@usm.maine.edu]
Sent: Wednesday, November 29, 2006 8:54 AM
To: William Shane
Cc: Catherine Wright
Subject: Speed Limit on Skillings Road OPPOSED by Steve and CathyWright - 60 Skillings Rd.

We will try to make the meeting tonight but in case we are unable to, both my husband and I wish to state strongly that we are OPPOSED to a reduction of the speed limit from 35 to 25 on Skillings Road. We have lived a 60 Skillings Road for over 40 years, have seen two road reconstructions, speed reduction from 45 to 35, and some development on the road. Although we live on a very sharp corner, as do Alan and Katrina Rich, we do not believe a further reduction in the speed limit is warranted. As one who travels from West Cumberland to Portland weekdays I can't tell you how infuriating it is to travel 35 mph on Blanchard Road, 25 by Log Cabin Store, 30 on Main St to below the Library and then 35 all the way to the straights on Longwoods Rd., where (so much closer to Portland) we can finally go 45 miles per hour until we get closer to Falmouth corner, wisely reducing to 40 and then 30. Route One in Falmouth from Walmart over Martin's Point bridge is 40. So please, don't make it even harder for us who must travel to Portland to work, to get there.

Several years ago, at considerable expense we created a turnaround drive-way so that we could drive out rather than back out onto Skillings. We did this because no one cuts back the tree limbs on the corner near Pond Shore. We asked the construction workers this summer to do so, but they said they could not do it. We installed a driveway circle because sanding in the winter on Skillings is not done frequently enough....we have better traction driving out rather than backing out.

My solution for Skillings Road is to ticket folks exceeding 45 miles per hour on the road. In my experience (I received a speeding ticket on Longwoods after the speed was reduced from 45 to 35), the ones that get caught on these speed reductions are the people who live and use the roads frequently. Right or wrong, we are so conditioned to driving as we always have on the roads that we don't notice the speed signs. Infrequent travelers on roads are more mindful. I will say that whe roads are reconstructed to look like super highways, speeds do go up. However, I feel that 35 is a reasonable speed for a semi rural area so far from Portland. Even with the proposed expansion of the "Commercial zone" on Route 100, I do not feel a reduction on Skillings is necessary.

More on my thoughts on the Route 100 expansion, especially as it relates to Morrison's Hill (very dangerous the 5 months of winter) later.

AT meeting

3 in favor

3 opposed

William Shane

From: Richard and Judi Hawkes [rhawkes@maine.rr.com]
Sent: Friday, November 17, 2006 2:08 PM
To: William Shane
Subject: Neighborhood Meeting Notice -Skillin Road Speed Reduction Request

Bill,

I will not be able to make the discussion on the request to reduce the speed on Skillin Rd, however I will give you my thoughts. I do not support the request.

I have lived in this town for over twenty years and I have seen several road improvements. What seems to come with road improvements is wider and safer roads followed by speed reductions. They seem to contradict one another.

I traveled that road this morning with an open mind. No new houses being built and I would say, no new families with young children. I saw a beautiful new road with bike paths. I traveled the road at 35 mph and felt comfortable and safe.

Thus, do not support the request.

Richard and Judi Hawkes
17 Mill Ridge Road

06-198

Set public hearing date

December 18, 2006

Accept Rose Drive (Orchard Road Subdivision) as a town road

No materials
for this item

06-199

Set public hearing date

December 18, 2006

Consent Decree for property located off North Road,
Map I05, Lot 8B
Re: Shoreland Zoning Violations

DRAFT

12-01-06

Consent Agreement

This Consent Agreement is entered into on the _____ day of December, 2006 by and between Joseph Scola and Nancy Scola, a one-half (1/2) undivided interest in common and Andrew P. Todd, a one half (1/2) undivided interest in common on land off North Road on Chebeague Island in the Town of Cumberland, Maine as described by Warranty Deed filed in the Cumberland County Registry of Deeds Book: 22554 Page:236,237,&238 and the Town of Cumberland, a municipal corporation in the County of Cumberland and the State of Maine.

Joseph Scola, Nancy Scola, Andrew P. Todd and the Town stipulate to the following facts:

1. The Town is a municipal corporation organized under the laws of the State of Maine. William C. Longley Jr. is the duly authorized and Certified Code Enforcement Officer of the Town and authorized under state law to administer and enforce the Town's Zoning Ordinance.
2. On 04-21-05 Joseph Scola, Nancy Scola and Andrew P. Todd were granted ownership of property located off North Road on the Island of Chebeague, in the Town of Cumberland and further described as Tax Map: I-05 Lot: 8B by the Town of Cumberland Assessor.
3. On or about 5-12-05 a growth permit application was submitted to the Code Enforcement Officer of the Town of Cumberland and it was signed by Joseph Scola, Nancy Scola, and Andrew P. Todd.
4. On or about 5-17-05 the Town of Cumberland Code Enforcement Officer found that the lot proposed for construction was exempt from the Growth Ordinance and issued building permit # 05-084.

5. The application shows that the building and all construction will be in the IR- Island Residential Zone. No construction was proposed within the 250 foot Shoreland Overlay District.
6. On or about 7-14-05 an inspection was done by the Code Enforcement Officer, William C. Longley Jr. of the foundation and electrical service and no trees had been cut between the house location and the water in the Shoreland Zone.
7. On or about 10-19-05 Stanford Brown, Alt. Code Enforcement Officer conducted inspections at the property for rough-in of plumbing, electrical, and framing prior to insulation and sheetrock. His report did not mention any trees cut in the Shoreland Zone.
8. On or about 6-27-06 during an inspection of the property by the Town of Cumberland Assessor and Code Enforcement Officer, William C. Longley Jr., it was noticed that a cleared opening was cut between the house and the shore about 400' away.
9. On 7-13-06 a "Notice of Violation" was sent to Joseph & Nancy Scola and Andrew Todd, which advised them of the violation and rights to appeal under Section 423.16 Shoreland Areas and Section 603.4 Shoreland Zoning Permits or Variances of the Town of Cumberland Zoning Ordinance.
10. Baseline photos were taken to document the cutting violation as it appeared to be in the Shoreland Zone which is defined as within 250 feet from a water body such as the Atlantic Ocean.
11. Andrew Todd was notified by the Code Enforcement Officer and advised that a violation occurred based on the substantial clearing of the area within 250 feet of the high water. He was asked to provide a plan of the cut trees by size and location.

12. After a plan was prepared by Mr. Todd a meeting was setup with Mike Morse, Assistant Shoreland Zoning Coordinator with the Bureau of Land and Water Quality State of Maine DEP. On or about 8-21-06 he toured the site and wrote about the significant violations in his letter dated September 5th, 2006.
13. A copy of the above letter was faxed to Andrew Todd on or about 09-05-06. In a follow-up conversation with Mr. Todd he agreed to hire a landscape consultant to assist with a replanting plan.
14. On or about September 11th, 2006 Sarah Coffin Marshall, ASLA of Terrence J. Dewan & Associates Landscape Architects / Planners met on site with Andrew Todd, via e-mail dated and sent by Marshall to the Code Enforcement Officer and a reforestation plan was submitted dated 9-12-06.
15. The above mentioned plan has been reviewed by the Code Enforcement officer and Mike Morse of the DEP and is found to be a satisfactory correction for the violation.
16. Based on the fact no appeal was made of this notice of violation and Andrew P. Todd has been cooperating with the Town in an attempt to reach a settlement of this case the Code Enforcement Officer recommends execution subject to the following:
 1. The owners shall reforest the Property in accordance with a plan entitled " Revegetation Plan Todd Property" Chebeague Island, Cumberland Maine dated 9-12-06, to include 27 Birch, 23 Maple, 9 Pine, 7 Oak, Total of 64 +- trees at approx. 16 feet on center as per Sarah Marshall, ASLA plan on file at the Town of Cumberland Code office. All Plantings shall be done on or before 7-01-07.
 2. The owners shall cause an on-site inspection to determine the effectiveness of the revegetation plan and to determine what, if any, additional plantings need to be done to meet the applicable success rate. The inspections are to be conducted, at the Owner's sole expense, by a Maine licensed professional forester or landscape architect, approved in advance by the Town, in years 2008, 2009, and 2010. A written report is to be

submitted to the CEO on or before December 31 of each inspection year. There shall be 100% replacement of all dead or dying plantings between January 1st 2008 and December 31st of 2010. There shall be successful retention of 85% of all plantings required between January 1, 2011 and December 31st 2017. Any replanting needed to ensure the applicable success rate shall be completed within two (2) months after written notice by the Town to the Owner's of the replanting required following:

- The Town's receipt of written inspection report in years 2008,2009,2010, or
- The CEO's inspection report in years 2011 through 2017; provided that if the said two month period falls outside of the April 15th – October 15th planting season, plantings may be delayed until the first two months following the planting season. Upon the owner's request at any time after January 1st, 2017, the Town shall issue a certificate, in a form suitable for recording at the Registry of Deeds, indicating the owner's compliance with their replanting obligations under this agreement.

3. Joseph & Nancy Scola, and Andrew P. Todd agree to place on deposit with the Town an amount equal to the estimate per Sarah Marshall's e-mail dated 9-21-06 of \$ 19,780. Plus a 10% contingency for a Total of \$ 21,758.00 that will be returned upon written verification by Sarah Marshall that the revegetation has been completed to her plan requirements.
4. Simultaneously upon execution of this Consent Agreement by the parties, the Owner's shall pay a civil penalty to the Town in the amount of \$ 5,000.00 and any Attorney's fees for review or correction of this agreement.
17. The Town agrees to relinquish its rights to prosecute Joseph & Nancy Scola, Andrew P. Todd, their successors in the real property interest, assigns and heirs, for any alleged violation arising from the cutting of trees in the Shoreland Zone as per Notice of Violation dated 7-13-06.

18. This Consent Agreement shall be binding upon Joseph & Nancy Scola and Andrew P. Todd, their successors in real property interest, assigns and heirs and it shall be duly recorded by the Town of Cumberland in the Cumberland County Registry of Deeds within 30 days. A copy of the recorded instrument is to be provided to the CEO.
19. At a meeting of the Town Council on _____, 2006, the Town approved this resolution of alleged zoning violation based upon terms and conditions set forth in this Agreement and authorize the CEO to sign this Consent Agreement on behalf of the Town.

In Witness Whereof, the undersigned have executed this Agreement on the date appearing beside their names below.

Date: _____ 2006 _____
Joseph Scola

Date: _____ 2006 _____
Nancy Scola

Date: _____ 2006 _____
Andrew P. Todd

Town of Cumberland by:

Date: _____ 2006 _____
William C. Longley Jr., it's duly authorized
Code Enforcement Officer

Deletion Date	Name	Address	Reason	Notification
10/24/06	Watanabe, Patricia	23 West View Rd, Cheb.	Moved	CACC revd 10/24/2006
10/24/06	Watanabe, Robert	23 West View Rd, Cheb.	Moved	CACC revd 10/24/2006
10/25/06	Belanger, Donald J.	35 Val Halla Road	Moved	Notified by North Yarmouth
10/30/06	Ahern, Anne	14 Willow Lane	Moved	Notified by Yarmouth Mass.
10/30/06	O'Brien, Nancy E.	231B Main St.	Moved	Notified by BMV
10/30/06	Dunlap, Sharon	5 Ebb Tide Drive	Moved	Notified by BMV
10/30/06	Judge, Jeremy	149 Foreside Road	Moved	Notified by Waterville
10/30/06	Minton, Charissa	4 Lower Methodist road	Moved	Notified by City of Westbrook
10/30/06	Craig, Lesley Perry	77 Sanderson Road	Moved	Notified by Town of Scarborough
11/09/06	Capps, Stephen	Littlefield Road	Deceased	Death Cert.
11/09/06	Bennett, Gladys	15 Firehouse Road	Deceased	Death Cert.
11/09/06	Kane, Virginia Semple	Littlefield Road	Deceased	Death Cert.
11/09/06	Lambert, Mary A.	21 Wyman Way	Moved	Notified by North Yarmouth
11/09/06	Terragni, Maria S.	21 Wyman Way	Moved	Notified by North Yarmouth
11/13/06	Bonney, Rianne Lynn	78B Harmon way	Moved	Notified by Town of Sidney
11/13/06	Charron, Christy	106 Tuttle Road	Moved	Notified by Town of Lyman
11/13/06	Gilbert, Steven	15 Granite Ridge Rd.	Moved	Notified by State of Alabama
11/13/06	Harris, David W.	8 Lawn Ave	Moved	Notified by Town of Yarmouth
11/13/06	Leggett, H. William Jr.	15 Granite Ridge Road	Moved	Notified by State of Alabama
11/13/06	Manglass, Ralph J. Jr	20 Highland Avenue	Moved	Notified by Town of Yarmouth
11/13/06	Ouellette, Nicholas	78B Harmon way	Moved	Notified by Town of Sidney
11/13/06	Pattison, Elizabeth	59 Tuttle Road	Moved	Notified by Town of Yarmouth
11/13/06	Pattison, Troy	59 Tuttle Road	Moved	Notified by Town of Yarmouth
11/13/06	Powers, Tania	15 Aspen Crest Road	Moved	Notified by Town of Yarmouth
11/13/06	Putnam, Tyler M.	49 Charleston Rd Cheb.	Moved	Notified by Hanover NH
11/13/06	Schumacher, Emily	61 Crossing Brook Road	Moved	Notified by Town of Hollis
11/13/06	Burrows, Katherine	394 Greely Rd Ext	Deceased	Death Cert.
11/15/06	Doering, Mark	168 Foreside Road	Moved	Notified by Cape Elizabeth
11/15/06	Gagnon, Francis	55 Deer Run Road	Moved	Notified by Town of Naples
11/15/06	Wolcott, Brian	147 Fairwind Lane	Moved	Notified by Cape Elizabeth
11/27/06	Bergquist, Jeannine	100 Schooner Ridge Road	Moved	Notified by Town of Windham
11/27/06	Brown, Cynthia	144 Gray Road	moved	Notified by Bowdoinham
11/27/06	Charlton, Christopher	31 Old Gray Road	Moved	Notified by Town of Durham
11/27/06	Cochrane, Clarence	12 Pine Ridge Road	Moved	Notified by Town of Windham
11/27/06	Cochrane, Sandra	12 Pine Ridge Road	Moved	Notified by Town of Windham
11/27/06	Dunlap, Stephen	5 Ebb Tide Drive	Moved	Notified by New Gloucester

2 Sided Copy

Deletion Date	Name	Address	Reason	Notification
11/27/06	Foster, Cynthia	3 Acorn Lane	Moved	Notified by South Bristol
11/27/06	Gauthier, Edouard	17 Stratton Woods Lane	Moved	Notified by Town of Casco
11/27/06	Gauthier, Theresa	17 Stratton Woods Lane	Moved	Notified by Town of Casco
11/27/06	Hayward, Justin	126 Pleasant Valley Road	Moved	Notified by New Gloucester
11/27/06	Holloway, Elizabeth	14R Tuttle Road	Moved	Notified by New Gloucester
11/27/06	Jolly, Nancy	17 Orchard Road	Moved	Notified by South Portland
11/27/06	Lamson, Lawrence Jr.	3 Prince Street	Moved	Notified by Town of Hartland
11/27/06	LeBlanc, Carrie	11 Cross Road	Moved	Notified by City of Westbrook
11/27/06	Lolar, Aaron	231 Main St	Moved	Notified by Raymond Me.
11/27/06	Madden, Benjamin	404 Greely Road Ext.	Moved	Notified by Town of Orono
11/27/06	Minton, Keith	4 Lower Methodist Road	Moved	Notified by BMV
11/27/06	Nickerson, Paul	18 Phillips St	Moved	Notified by Town of Orono
11/27/06	Thorup, Cally	278 Blanchard Road	Moved	Notified by Town of Vassalboro

FEDERAL ENERGY REGULATORY COMMISSION
ROUTING CODE - PJ11.1
WASHINGTON, DC 20426

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300



016H26507304
\$00.870
12/01/2006
Mailed From 20426
US POSTAGE

Received
12/05/06

Nadeen Daniels, Council Secretary
Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021

FIRST CLASS



**UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION**

Quoddy Bay LNG, L.L.C.

Docket No. PF06-11-000

**SUPPLEMENTAL NOTICE OF INTENT TO PREPARE AN
ENVIRONMENTAL IMPACT STATEMENT
FOR THE QUODDY BAY LNG PROJECT AND
REQUEST FOR COMMENTS ON ENVIRONMENTAL ISSUES RELATED TO THE
POTENTIAL EXPANSION OF THE MARITIMES & NORTHEAST PIPELINE
SYSTEM**

(December 1, 2006)

The Federal Energy Regulatory Commission (FERC or Commission) is in the process of evaluating the Quoddy Bay Liquefied Natural Gas (LNG) Project planned by Quoddy Bay LNG, L.L.C. (Quoddy Bay). The project would consist of an onshore LNG import terminal located on the Pleasant Point Reservation in Washington County, Maine on the western shore of the Passamaquoddy Bay; a storage facility located in Perry, Maine; and an approximately 35.8-mile- long 36-inch-diameter natural gas sendout pipeline. The Quoddy Bay LNG Project would be designed to have a maximum sendout capacity of 2.0 billion cubic feet of natural gas per day.

The proposed sendout pipeline operated by Quoddy Bay would transport natural gas from the LNG terminal to an interconnect point with the Maritimes & Northeast Pipeline L.L.C.'s (M&NE) existing pipeline system near the town of Princeton, Maine. The M&NE system currently does not have sufficient capacity to transport the natural gas that would be supplied by the Quoddy Bay pipeline. Therefore, if the Quoddy Bay LNG Project is authorized and placed into service, M&NE would need to be modified or expanded in Maine, New Hampshire, and Massachusetts.

This Supplemental Notice of Intent (NOI) discloses the potential facilities that would likely be required to expand M&NE's system, based on information provided to Quoddy Bay by M&NE, and requests comments regarding the possible environmental impact of those facilities. Although M&NE is not proposing to construct these facilities and does not have an application before the FERC, it has been determined that the M&NE facilities are likely a necessary part of the project and that an analysis of the impacts of these facilities will be included in the EIS being prepared for the Quoddy Bay LNG facility.

A map depicting the expansion of the M&NE facilities downstream of the interconnection with Quoddy Bay is included in Appendix 1. The following facilities

have been identified by M&NE as necessary to accommodate the gas volumes to be delivered by Quoddy Bay LNG.

Pipeline Looping

Approximately 297.2 miles of 36-inch-diameter pipeline looping would likely be installed within or adjacent to the existing M&NE and Joint Mainline right-of-way or other nearby utility or road rights-of-way, as follows:

- Eliot Loop – approximately 46.3 miles from Methuen, Essex County, Massachusetts to Eliot, York County, Maine;
- Westbrook Loop – approximately 50.1 miles from South Berwick, Cumberland County, Maine to Westbrook, Cumberland County, Maine;
- Richmond Loop - approximately 45.9 miles from Westbrook, Cumberland County, Maine to Richmond, Sagadahoc County, Maine;
- Searsmont Loop - approximately 38.1 miles from Richmond, Sagadahoc County, Maine to Searsmont, Waldo County, Maine;
- Brewer Loop - approximately 40.2 miles from Searsmont, Hancock County, Maine to Brewer, Penobscot County, Maine;
- Woodchopping Ridge Loop - approximately 40.4 miles from Brewer, Penobscot County, Maine to Township T35 MD, Hancock County, Maine; and
- Baileyville Loop - approximately 36.2 miles from Township T35 MD BPP, Washington County, Maine to milepost (MP) 302.2 on the M&NE System.

The potential pipeline loops would generally be adjacent to the existing mainline; however, the exact side that the loop would be located on varies due to numerous crossovers throughout the looping.

Compressor Station Facilities¹

Compression requirements for the pipeline expansion would likely include adding compression to six existing compressor stations as follows:

¹ The Eliot, Westbrook, Searsmont, Brewer and Woodchopping Compressor Stations are to be constructed as part of M&NE Phase IV Project that is currently being evaluated by FERC and other cooperating agencies under Docket Number CP06-335-000. This NOI assumes that the facilities in the Phase IV Project are approved and constructed prior to the construction of the M&NE expansion facilities discussed in this NOI.

- Eliot Compressor Station (MP 51.2) - Install two Titan 130 natural gas-driven turbine compressors;
- Westbrook Compressor Station (MP 101.5) - Install two Mars 100 natural gas-driven turbine compressors;
- Richmond Compressor Station (MP 147.3) - Install a Titan 130 natural gas-driven turbine compressor;
- Searsmont Compressor Station (MP 185.5) - Install a Titan 130 natural gas-driven turbine compressor;
- Brewer Compressor Station (MP 225.8) - Install a Titan 130 natural gas driven turbine compressor; and
- Woodchopping Ridge Compressor Station (MP 266.1) - Install a Titan 130 natural gas-driven turbine compressor.

By this notice, the Commission specifically requests comments only on these additional M&NE facilities. Your input will help identify the issues that need to be evaluated in the EIS. Comments on the project should be submitted in written form. Further details on how to submit written comments are provided in the Public Participation section of this NOI. **Please note that comments are due by January 5, 2006.**

This NOI is being sent to federal, state, and local government agencies; elected officials; environmental and public interest groups; and Indian tribes; and local libraries and newspapers. We encourage them to comment on their areas of concern.

Public Participation

You can make a difference by providing us with your specific comments or concerns about the M&NE expansion. By becoming a commentor, your concerns will be addressed in the EIS and considered by the Commission. Your comments should focus on the potential environmental effects, reasonable alternatives (including alternative facility sites and pipeline routes), and measures to avoid or lessen environmental impacts. The more specific your comments, the more useful they will be. To ensure that your comments are timely and properly recorded, please follow these instructions:

- Send an **original and two copies** of your letter to:
Magalie R. Salas, Secretary
Federal Energy Regulatory Commission
888 First St., N.E., Room 1A
Washington, DC 20426
- Label one copy of your comments for the attention of OEP/DG2E/Gas Branch 1.
- Reference **Docket No. PF06-11-000** on the original and both copies.
- **Mail your comments so that they will be received in Washington, DC on or before January 5, 2006.**

The Commission strongly encourages electronic filing of any comments in response to this NOI. For information on electronically filing comments, please see the instructions on the Commission's web site at <http://www.ferc.gov> under the "e-Filing" link and the link to the User's Guide as well as information in 18 CFR 385.2001(a)(1)(iii). Before you can file comments, you will need to create a free account, which can be accomplished on-line.

Once Quoddy Bay formally files its application with the Commission, you may want to become an "intervenor," which is an official party to the proceeding. Intervenor play a more formal role in the process and are able to file briefs, appear at hearings, and be heard by the courts if they choose to appeal the Commission's final ruling. An intervenor formally participates in a Commission proceeding by filing a request to intervene. Instructions for becoming an intervenor are included in the User's Guide under the "e-filing" link on the Commission's web site. **Please note that you may not request intervenor status at this time.** You must wait until a formal application is filed with the Commission.

Environmental Mailing List

If you wish to be added to the Quoddy Bay LNG environmental mailing list, please return the attached Mailing List Retention Form (Appendix 2 of this NOI). Also, indicate on the form your preference for receiving a paper version of the EIS in lieu of an electronic version of the EIS on CD-ROM. **If you do not return this form, we will not add your name to our mailing list.**

Additional Information

Additional information about the project is available from the Commission's Office of External Affairs, at **1-866-208-FERC (3372)** or on the FERC Internet website (www.ferc.gov) using the "eLibrary link." Click on the eLibrary link, select "General

Search” and enter the project docket number excluding the last three digits (*i.e.*, PF06-11) in the “Docket Number” field. Be sure you have selected an appropriate date range. For assistance with eLibrary, the eLibrary helpline can be reached at 1-866-208-3676, TTY (202) 502-8659, or by e-mail at FercOnlineSupport@ferc.gov. The eLibrary link on the FERC Internet website also provides access to the texts of formal documents issued by the Commission, such as orders, notices, and rule makings.

In addition, the FERC now offers a free service called eSubscription that allows you to keep track of all formal issuances and submittals in specific dockets. This can reduce the amount of time you spend researching proceedings by automatically providing you with notification of these filings, document summaries, and direct links to the documents. To register for this service, go to <http://www.ferc.gov/esubscribenow.htm>.

Public meetings or site visits will be posted on the Commission’s calendar located at <http://www.ferc.gov/EventCalendar/EventsList.aspx> along with other related information.

Finally, Quoddy Bay L.L.C. LNG has established an Internet Web site for this project at <http://www.quoddylng.com>. The website includes a project overview, status, and answers to frequently asked questions. You can also request additional information by calling Quoddy Bay LNG at 207-853- 6631, or by e-mail at ABarstow@quoddylng.com.

Magalie R. Salas
Secretary

Appendix 1

General Project Location Map

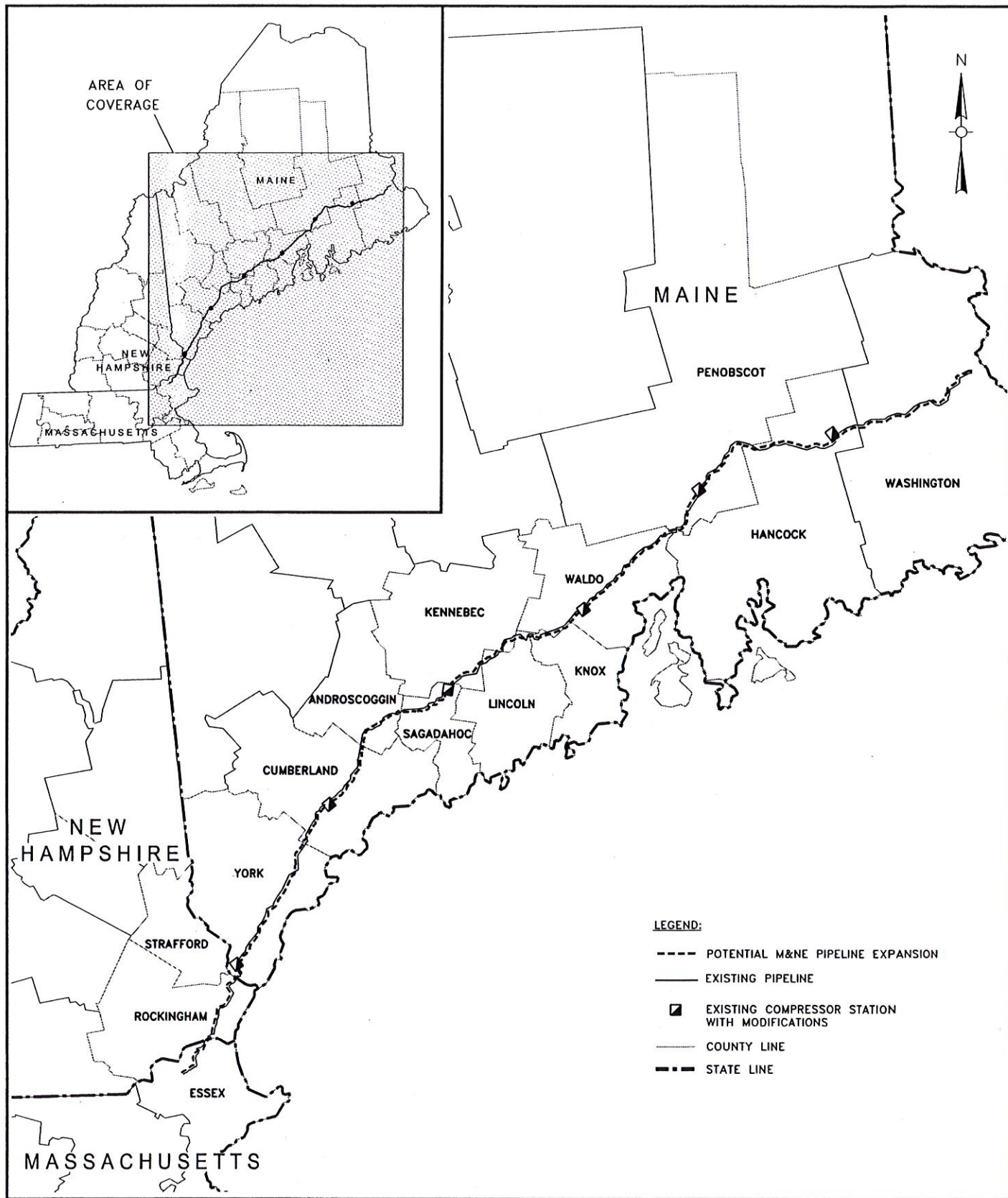


Figure 1-1
 Quoddy Bay LNG Project
 Potential Related Maritimes & Northeast Pipeline Downstream Expansion
 General Project Location Map

Mailing List Form
(Docket No. PF06-11-000)

- ☐ **Please add my name to the environmental mailing list for the Quoddy Bay LNG Project**

Name_____

Agency_____

Address_____

City_____State_____Zip Code_____

- ☐ **Please send me a paper copy of the environmental document instead of an electronic copy.**

(1st fold on line)

(2nd fold on line)